



Journal of the Senate

Number 14

Thursday, March 18, 1993

CALL TO ORDER

The Senate was called to order by the President at 10:00 a.m. A quorum present—40:

Mr. President	Diaz-Balart	Holzenorf	Myers
Bankhead	Dudley	Jenne	Scott
Beard	Dyer	Jennings	Siegel
Boczar	Foley	Johnson	Silver
Brown-Waite	Forman	Jones	Sullivan
Burt	Grant	Kirkpatrick	Thomas
Casas	Grogan	Kiser	Turner
Childers	Gutman	Kurth	Weinstein
Crist	Harden	McKay	Wexler
Dantzler	Hargrett	Meadows	Williams

PRAYER

The following prayer was offered by the Rev. J. Phillip Kirkland, Pastor, Wacissa Pentecostal Holiness Church, Wacissa:

Our gracious heavenly Father, we thank you for this day which you have created for us to enjoy. We humbly acknowledge that "Thine is the kingdom, the power, and the glory both now and forevermore."

We thank you, our Lord, for our state and our nation. We pray that your blessings will rest upon our national leaders as well as our state officials.

We pray that the vital decisions and business that will take place in this chamber today and hereafter will carry with it the blessings of our eternal God. Grant clear wisdom and understanding to each Senator who has been elected to be a part of these proceedings today.

We acknowledge the awesome responsibility that rests upon their shoulders and so we pray for their strength, courage, boldness and determination to do that which is right, proper and good.

We trust in you, our God, knowing that your eyes run to and fro throughout the whole earth to show yourself strong in behalf of those whose hearts are perfect toward you.

Therefore, we commit this day and its affairs, along with our lives, to your perfect will. In the name of the Father, and the Son and the Holy Spirit. Amen.

PLEDGE

Senate Page, Peter Stibbs, of Inverness led the Senate in the pledge of allegiance to the flag of the United States of America.

CONSIDERATION OF RESOLUTIONS

On motion by Senator Brown-Waite, the rules were waived by unanimous consent and the following resolution was introduced out of order:

By Senator Brown-Waite—

SR 2388—A resolution commending the Pasco Comprehensive High School Pirates 1992 Football Team, hailing from Dade City in Pasco County, the State of Florida Class 3A Football Champions.

WHEREAS, the Pasco Comprehensive High School Pirates, under Athletic Director Willie Broner and Head Coach Perry Brown, assisted by Dave Gaffney, Wendell Maples, Rickey Giles, Terry Voyles, Paul Lepisto, Brad Starling, James Walters, and Bill Mason, had a season tournament play record of 14 wins and no losses, thereby establishing a new school record, and

WHEREAS, the team won the Sunshine Athletic Conference Title, the District Seven Championship, the Region Four Championship, the Section Two Championship, and resoundingly defeated Tampa's Jesuit High School Tigers to become the State of Florida Class 3A Football Champions at Florida Field at the University of Florida on December 18, 1992, and

WHEREAS, the state victory represents a first in the history of the school, and

WHEREAS, the outstanding team was composed of the following athletes:

CAPTAINS

Kaivon Madani

Taras Ross

Chris Roberts	Danny Cross	Paul Meeker
Jamie Byrd	Troy Hambrick	Bobby Wade
Brent Locklear	David Womack	Kevin Bryant
Joe Torres	Ray Burns	Jimmy Day
Jacob Pugh	Jackie Tucker	Jeremy Jones
Issac Johnson	Bud Craig	Kenny Frazier
Charles Reynolds	Antwion Peyton	Ray Alexander
Charles Harrison	Steve Wilkes	Steve Chandler
Page Sessoms	Bo Rhoden	Jason Bloxsom
Chris Jones	Tony Ryan	Dee Ross
Darren Hambrick	Aaron Krig	Tim Jones
Jose Virgen	Nelson Neal	Thomas Mention
Tyrone Thompson	John Shireman	Perry Blanford
Mike Layne	Donald Meeker	Chuck Langlains

WHEREAS, the athletic director, coaches, and team ignited and united the community with their "can-do" spirit and will to win, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the members of the Florida Senate express their pride in the accomplishments of the 1992 Pasco Comprehensive High School Pirates, their athletic director, Willie Broner, and their coaching team led by Head Coach Perry Brown, and commend the team for its triumphs on the football field and within the community.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented both to Athletic Director Broner and to Coach Brown in recognition of the Pasco Comprehensive High School Pirates and as a tangible token of the sentiments of the Florida Senate.

On motion by Senator Brown-Waite, **SR 2388** was read by title and was read the second time in full and adopted.

Special Guests

Senator Brown-Waite introduced the following guests who were seated in the chamber: Willie Broner, Athletic Director; Perry Brown, Head Coach; Dave Gaffney, Coach; Kaivon Madani and Taras Ross, Team Captains; and Darren Hambrick, team member.

Upon request of the President, Senator Brown-Waite escorted the guests to the rostrum where they were presented a copy of the resolution.

On motion by Senator Diaz-Balart, by two-thirds vote **SR 1636** was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Diaz-Balart—

SR 1636—A resolution commending Miami-Dade Community College.

WHEREAS, Miami-Dade Community College has designed its Faculty Advancement Program with the goal of meeting stringent criteria for motivation, interpersonal skills, knowledge base, and application of knowledge base, all to provide students with a learning experience of superior quality, and

WHEREAS, Miami-Dade Community College has crowned its faculty advancement policy with the Endowed Teaching Chair Program, recognizing faculty who, over the long term, have demonstrated excellence in service to students, and

WHEREAS, Miami-Dade Community College was recognized as the best community college in America in a 1985 University of Texas study, and

WHEREAS, Miami-Dade Community College, in 1986, implemented the Teaching/Learning Project, a major reform of institutional teaching and learning goals, that has revolutionized the way faculty are evaluated, and

WHEREAS, Teachers Insurance and Annuity Association/College Retirement Equities Fund has awarded Miami-Dade Community College the first annual Theodore M. Hesburgh Award for Faculty Development to Enhance Undergraduate Teaching in recognition of its Teaching/Learning Project, and

WHEREAS, Miami-Dade Community College, a 2-year, publicly funded community college, was in competition for the Hesburgh Award with 4-year colleges and universities, both public and private, and Certificates of Excellence were awarded to Heritage College, New York University, Seattle University, Syracuse University, University of Washington, and Virginia Union University, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida Senate recognizes the exemplary commitment to faculty development by Miami-Dade Community College, and supports the efforts of Miami-Dade Community College in its mission to provide a high quality of education to students.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Miami-Dade Community College as a tangible token of the sentiments of the Florida Senate.

—was taken up out of order by unanimous consent, read the second time in full and adopted.

Special Guest

Senator Diaz-Balart introduced the following guest who was seated in the gallery: Dean Mardee Jenrette, Director, Teaching/Learning Project, Miami-Dade Community College.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Jennings, by two-thirds vote **CS for SB's 256 and 244** was withdrawn from the Committee on Community Affairs; **CS for SB 1216**, **CS for SB 2008** and **CS for SB 2022** were withdrawn from the Committee on Judiciary; **SB 1276** and **CS for SB 1534** were withdrawn from the Committee on Governmental Operations; **SB 652** was withdrawn from the Committee on Rules and Calendar; and **CS for HB 701** was withdrawn from the Committees on Health Care and Professional Regulation.

On motions by Senator Scott, by two-thirds vote **SB 90**, **CS for SB 124**, **CS for SB 302**, **CS for CS for SB 402**, **Senate Bills 580 and 698**, **CS for SB 1194**, **Senate Bills 1214**, **1392**, **1412** and **1432**, and **CS for SB 1614** were withdrawn from the Committee on Appropriations.

On motion by Senator Scott, by two-thirds vote **SB 2070** was also referred to the Committee on Appropriations.

On motions by Senator Burt, by two-thirds vote **SB 1712** was withdrawn from the committees of reference and further consideration.

On motions by Senator Dyer, by two-thirds vote **SB 2018** was withdrawn from the committees of reference and further consideration.

On motions by Senator Kiser, by two-thirds vote **Senate Bills 36, 544, 1348** and **CS for SB 1606** were withdrawn from the Committee on Finance, Taxation and Claims.

COMMITTEE MEETING CHANGE

On motion by Senator Jennings, the rules were waived and the Committee on Health and Rehabilitative Services was granted permission to correct the agenda to consider **Senate Bills 2162, 1002, 1886, 1384, 2158**, **CS for SB 1550** and **HB 875** at the meeting this day.

On motion by Senator McKay, the rules were waived and the Committee on Health and Rehabilitative Services was granted permission to meet at 3:00 p.m. in lieu of 2:00 p.m. as scheduled this day.

LOCAL BILLS

SB 2274—A bill to be entitled An act relating to Hillsborough County; repealing various expired and obsolete laws relating to the courts of the county; repealing ch. 4223, Laws of Florida, 1893, relating to the criminal court of record; repealing ch. 4440, Laws of Florida, 1895, relating to the criminal court of record; repealing ch. 5563, Laws of Florida, 1905, relating to the criminal court of record; repealing ch. 6592, Laws of Florida, 1913, relating to probation officers; repealing ch. 8061, Laws of Florida, 1919, relating to the juvenile court; repealing ch. 8063, Laws of Florida, 1919, and ch. 8701, Laws of Florida, 1921, relating to employment of detectives by the solicitor of the criminal court of record; repealing ch. 8702, Laws of Florida, 1921, relating to the juvenile court; repealing ch. 9469, Laws of Florida, 1923, relating to probation officers; repealing ch. 9918, Laws of Florida, 1923, relating to municipal courts; repealing ch. 9922, Laws of Florida, 1923, relating to municipal courts; repealing ch. 10640, Laws of Florida, 1925, relating to probation officers; repealing ch. 11892, Laws of Florida, 1927, relating to compensation of the judge of the criminal court of record; repealing ch. 12045, Laws of Florida, 1927, relating to the appointment of a deputy constable; repealing ch. 12201, Laws of Florida, 1927, relating to probation officers; repealing ch. 13444, Laws of Florida, 1927, relating to the municipal court of Tampa; repealing ch. 13609, Laws of Florida, 1929, relating to the court reporter for the criminal court of record; repealing ch. 13672, Laws of Florida, 1929, relating to compensation of the judge of the juvenile court; repealing ch. 13677, Laws of Florida, 1929, relating to the juvenile court; repealing ch. 14117, Laws of Florida, 1929, relating to the wards of the juvenile court; repealing ch. 14663, Laws of Florida, 1931, relating to the civil court of record; repealing ch. 14700, Laws of Florida, 1931, relating to the transfer of cases from the court of crimes to the criminal court of record; repealing ch. 15239, Laws of Florida, 1931, relating to appointment of a deputy constable; repealing ch. 15241, Laws of Florida, 1931, relating to compensation of the official court reporter for the criminal court of record; repealing ch. 15870, Laws of Florida, 1933, relating to the office of county solicitor in the criminal court of record; repealing ch. 15998, Laws of Florida, 1933, relating to the office of official court reporter for the criminal court of record; repealing ch. 16056, Laws of Florida, 1933, relating to the compensation of the judge of the juvenile court; repealing ch. 16106, Laws of Florida, 1933, relating to probation officers; repealing ch. 16850, Laws of Florida, 1935, relating to times for holding circuit court in the county; repealing ch. 18589, Laws of Florida, 1937, relating to the office of official court reporter for the criminal court of record; repealing ch. 19879, Laws of Florida, 1939, relating to appointment of a deputy constable; repealing ch. 21295, Laws of Florida, 1941, relating to appointment of deputy constables; repealing ch. 22321, Laws of Florida, 1943, relating to revocation of the authority of the deputy constable; repealing ch. 22325, Laws of Florida, 1943, relating to the probation and parole supervisor; repealing ch. 22489, Laws of Florida, 1943, relating to compensation of the judge of the municipal court of Tampa; repealing ch. 22929, Laws of Florida, 1945, relating to probation officers; repealing ch. 23163, Laws of Florida, 1945, relating to probation officers; repealing ch. 23333, Laws of Florida, 1945, relating to the deputy constable; repealing ch. 23631, Laws of Florida, 1947, relating to probation officers; repealing ch. 24209, Laws of Florida, 1947, relating to probation officers; repealing ch. 25424, Laws of Florida, 1949, relating to the office of

the official court reporter for the criminal court of record; repealing ch. 25505, Laws of Florida, 1949, relating to circuit judges within the county; repealing ch. 27272, Laws of Florida, 1951, relating to probation officers; repealing ch. 28692, Laws of Florida, 1953, relating to probation officers; repealing ch. 29556, Laws of Florida, 1953, relating to the municipal court of Tampa; repealing ch. 30350, Laws of Florida, 1955, relating to probation officers; repealing ch. 57-652, Laws of Florida, relating to the juvenile court; repealing ch. 57-660, Laws of Florida, relating to compensation of circuit judges within the county; repealing ch. 57-661, Laws of Florida, relating to compensation of circuit judges within the county; repealing ch. 57-702, Laws of Florida, relating to the juvenile court; repealing ch. 57-734, Laws of Florida, relating to circuit judges within the county; repealing ch. 57-1386, Laws of Florida, relating to records of the county; repealing ch. 57-1909, Laws of Florida, relating to appointment of a municipal judge of Tampa; repealing ch. 59-809, Laws of Florida, relating to compensation of the judge of juvenile and domestic relation court; repealing ch. 59-1007, Laws of Florida, relating to compensation of circuit judges within the county; repealing ch. 61-2250, Laws of Florida, relating to compensation of employees of the juvenile and domestic relation court; repealing ch. 61-2251, Laws of Florida, relating to the juvenile and domestic relations court; repealing ch. 61-2257, Laws of Florida, relating to justice of the peace districts; repealing ch. 61-2914, Laws of Florida, relating to the municipal court of Tampa; repealing ch. 61-2922, Laws of Florida, relating to judges of the municipal court of Tampa; repealing ch. 61-2924, Laws of Florida, relating to the municipal court of Tampa; repealing ch. 63-1387, Laws of Florida, relating to justice of the peace districts; repealing ch. 65-977, Laws of Florida, relating to compensation of circuit judges within the county; repealing ch. 65-1010, Laws of Florida, relating to abolishment of the county court and transfer of cases; repealing ch. 67-645, Laws of Florida, relating to compensation of circuit judges within the county; repealing ch. 67-2108, Laws of Florida, relating to the municipal court of Tampa; repealing ch. 67-2119, Laws of Florida, relating to the judge of the municipal court of Tampa; repealing ch. 69-667, Laws of Florida, relating to judges of various courts within the county; repealing ch. 69-668, Laws of Florida, relating to the clerk of the criminal and civil court; repealing ch. 69-700, Laws of Florida, relating to constables of the county; repealing ch. 69-702, Laws of Florida, relating to justices of the peace; repealing ch. 69-703, Laws of Florida, relating to creation of magistrate's courts; repealing ch. 69-1652, Laws of Florida, relating to the municipal court of Tampa; repealing ch. 70-561, Laws of Florida, relating to compensation of justices of the peace; repealing ch. 70-948, Laws of Florida, relating to the municipal court of Tampa; repealing ch. 71-410, Laws of Florida, relating to the civil court of record; repealing ch. 71-440, Laws of Florida, relating to a court of record of the county; repealing ch. 71-453, Laws of Florida, relating to judges of the criminal court of record; repealing ch. 71-463, Laws of Florida, relating to the juvenile and domestic relations court; repealing ch. 71-464, Laws of Florida, relating to county judges; repealing ch. 71-493, Laws of Florida, relating to county judges; repealing ch. 71-513, Laws of Florida, relating to justice of the peace courts; repealing ch. 71-514, Laws of Florida, relating to magistrate's courts; repealing ch. 71-521, Laws of Florida, relating to compensation of the judge of the civil court of record; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2274** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2276—A bill to be entitled An act relating to Hillsborough County; repealing chs. 67-1480, 69-1131, 71-671, and 73-491, Laws of Florida, granting alcoholic beverage licenses to vendors whose places of business are within prescribed distances from the campus of the University of South Florida; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2276** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2278—A bill to be entitled An act relating to Hillsborough County; repealing miscellaneous lien laws; repealing ch. 406, Laws of Florida, 1850-1851, giving liens to steamboat men and other navigators for work done on water craft; repealing ch. 17683, Laws of Florida, 1935, relating to relief from city tax liens against certain property; repealing ch. 21292, Laws of Florida, 1941, relating to the settlement of certain liens; repealing ch. 24563, Laws of Florida, 1947, relating to cancellation of liens; repealing ch. 24566, Laws of Florida, 1947, pertaining to settlement of liens; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2278** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2280—A bill to be entitled An act relating to Hillsborough County; repealing miscellaneous laws relating to animals; repealing ch. 8699, Laws of Florida, 1921, pertaining to outlawing grazing animals roaming in the county; repealing ch. 9472, Laws of Florida, 1923, pertaining to outlawing grazing animals roaming in the county; repealing ch. 9473, Laws of Florida, 1923, pertaining to hunting season during the years 1923-1927; repealing chs. 10641, 11542, Laws of Florida, 1925, chs. 12846, 12858, Laws of Florida, 1927, chs. 14110, 14111, 14114, 14115, 14116, Laws of Florida, 1929, ch. 15244, Laws of Florida, 1931, ch. 16463, Laws of Florida, 1933, chs. 22320, 22322, Laws of Florida, 1943, chs. 23332, 23334, Laws of Florida, 1945, pertaining to prohibiting owners of certain livestock from permitting the livestock to run at large; repealing ch. 83-413, Laws of Florida, pertaining to repealing certain animal control laws; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2280** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2282—A bill to be entitled An act relating to Hillsborough County; repealing laws authorizing miscellaneous appropriations of county moneys; repealing ch. 18586, Laws of Florida, 1937, authorizing an appropriation to the Humane Society; repealing ch. 23335, Laws of Florida, 1945, authorizing appropriation of moneys for officer to aid veterans; repealing ch. 24574, Laws of Florida, 1947, authorizing appropriation of moneys for officer to aid veterans; repealing ch. 59-1350, Laws of Florida, authorizing appropriation of moneys for MacDonald Training Center; repealing ch. 61-2253, Laws of Florida, relating to annual determination of budget money to aid veterans; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2282** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2284—A bill to be entitled An act relating to Hillsborough County; repealing miscellaneous relief laws that have served their purpose; repealing ch. 16464, Laws of Florida, 1933, authorizing Thelma M. Barrow to sue the county; repealing ch. 25898, Laws of Florida, 1949, relating to action against the county by Helen Selkas; repealing ch. 59-1364, Laws of Florida, permitting Blanch E. Klicker to sue the county; repealing ch. 63-1388, Laws of Florida, waiving immunity in favor of Arthur Hamm; repealing ch. 70-713, Laws of Florida, providing for the relief of Elaine E. and Howard G. Seligman; repealing ch. 90-426, Laws of Florida, providing for the relief of Irma Payne; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2284** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2286—A bill to be entitled An act relating to Hillsborough County; repealing miscellaneous laws relating to the procurement of insurance; repealing ch. 30819, Laws of Florida, 1955, authorizing the board of county commissioners to purchase tort liability insurance and waiving governmental immunity to the extent of the insurance carried; repealing ch. 57-1387, Laws of Florida, authorizing the board of county commissioners to enter into agreements for group insurance for county employees; repealing ch. 63-1413, Laws of Florida, increasing the amount of life insurance for county employees; repealing ch. 73-492, Laws of Florida, relating to authorizing the board of county commissioners to enter into agreements for group insurance for county employees; repealing ch. 74-494, Laws of Florida, relating to group insurance for county employees; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2286** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2288—A bill to be entitled An act relating to Hillsborough County; repealing miscellaneous laws relating to public works; repealing ch. 6274, Laws of Florida, 1911, validating certain public works construction contracts for roads, bridges, and buildings; repealing ch. 7028, Laws of Florida, 1915, authorizing payment for the unadvertised purchase of culvert pipes for construction of a highway; repealing ch. 61-2240, Laws of Florida, authorizing the county to create and maintain drainage facilities; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2288** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2290—A bill to be entitled An act relating to Hillsborough County; repealing miscellaneous laws authorizing referendums; repealing ch. 15240, Laws of Florida, 1931, authorizing a freeholders' election to authorize the purchase of certain outstanding certificates of indebtedness through the issuance of bonds by the board of county commissioners; repealing ch. 65-1680, Laws of Florida, providing for a contingent referendum election in 1966 relating to the state attorney and county solicitor; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2290** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2292—A bill to be entitled An act relating to Hillsborough County; repealing fishing laws that have served their purpose; repealing ch. 10636, Laws of Florida, 1925, relating to the taking of freshwater fish in the county; repealing ch. 25880, Laws of Florida, 1949, relating to an additional fee on fishing licenses sold in the county; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2292** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2294—A bill to be entitled An act relating to Hillsborough County; repealing miscellaneous laws relating to operation of motor vehicles; repealing ch. 7482, Laws of Florida, 1917, relating to vehicle weight, equipment, and speed limits; repealing ch. 8062, Laws of Florida, 1919, relating to penalties for violation of ch. 7482, Laws of Florida, 1917; repealing ch. 12855, Laws of Florida, 1927, relating to operation of certain vehicles; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2294** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2296—A bill to be entitled An act relating to Hillsborough County; repealing miscellaneous laws relating to regulation of business; repealing ch. 22328, Laws of Florida, 1943, relating to the establishment of cemeteries; repealing ch. 30831, Laws of Florida, 1955, relating to closing banks on certain days; repealing ch. 65-1659, Laws of Florida, relating to garbage franchises; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2296** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2298—A bill to be entitled An act relating to Hillsborough County; repealing ch. 29124, Laws of Florida, 1953, which declares certain trees, shrubbery, or other objects that obstruct the vision of drivers of motor vehicles to be a nuisance and provides for abatement thereof; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2298** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2300—A bill to be entitled An act relating to Hillsborough County; repealing ch. 14102, Laws of Florida, 1929, providing for trustees of a special tax school district to sell real estate owned by the district; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2300** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2302—A bill to be entitled An act relating to Hillsborough County; repealing miscellaneous laws relating to the public health, safety, and welfare; repealing ch. 25886, Laws of Florida, 1949, and chs. 65-1651, 65-1655, and 67-1506, Laws of Florida, relating to regulating milk and milk products; repealing ch. 27612, Laws of Florida, 1951, relating to agreements with South Florida Baptist Hospital for health care to the poor; repealing ch. 57-1390, Laws of Florida, relating to appropriations to the Lighthouse for the Blind; repealing chs. 61-2260 and 67-1496, Laws of Florida, relating to the transfer of certain hospital properties to the board of public assistance; repealing ch. 65-1652, Laws of Florida, relating to empowering the board of county commissioners to contract to furnish recreation services and facilities; repealing ch. 65-1662, Laws of Florida, relating to the supervision and management of the industrial home; repealing ch. 65-1671, Laws of Florida, relating to promoting peaceful racial relations; repealing ch. 67-1486, Laws of Florida, relating to authorizing the Hillsborough County Fire Department to inspect school facilities; repealing ch. 67-1497, Laws of Florida, relating to building shipyards for national defense purposes; repealing chs. 69-1127 and 76-384, Laws of Florida, relating to establishing a curfew for minors; repealing ch. 69-1128, Laws of Florida, relating to garbage collection; repealing ch. 69-1129, Laws of Florida, relating to the construction of a rabies control center; repealing ch. 69-1150, Laws of Florida, relating to authorizing public agencies to enter into agreements for citizen safety; repealing ch. 71-685, Laws of Florida, relating to the compensation of lay citizens on examining committees for examining persons with certain alleged health problems; repealing ch. 73-494, Laws of Florida, relating to the creation of the Tampa-Hillsborough Sanitation Study Commission; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2302** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2304—A bill to be entitled An act relating to Hillsborough County; repealing miscellaneous provisions relating to county powers; repealing ch. 6592, Laws of Florida, 1913, pertaining to salaries of probation officers; repealing ch. 14103, Laws of Florida, 1929, which authorized the county to enter into agreements for the extension of certain payments; repealing ch. 14109, Laws of Florida, 1929, which authorized the levy of ad valorem taxes for a roads, bridges, and other property maintenance fund; repealing ch. 15242, Laws of Florida, 1931, which authorized an appropriation for a Spanish American War memorial; repealing ch. 18580, Laws of Florida, 1937, which authorized payment of lawsuit expenses; repealing ch. 18588, Laws of Florida, 1937, which authorized payment for an economic survey of the Intracoastal Waterway; repealing ch. 19870, Laws of Florida, 1939, which authorized purchase of lands for airport purposes; repealing ch. 19874, Laws of Florida, 1939, which authorized the county to waive penalties under ch. 9470, Laws of Florida, 1923; repealing ch. 19875, Laws of Florida, 1939, which established the Hillsborough County Board of Health; repealing ch. 19876, Laws of Florida, 1939, relating to settlement of liens; repealing ch. 19878, Laws of Florida, 1939, which authorized the county to lease a specified orange grove; repealing ch. 19879, Laws of Florida, 1939, which provided for appointment of a deputy constable in the First Justice of the Peace District; repealing ch. 19880, Laws of Florida, 1939, which provided for reimbursement for a tax deed sale; repealing ch. 19881, Laws of Florida, 1939, which authorized the board of county commissioners to police and regulate traffic on highways; repealing ch. 22319, Laws of Florida, 1943, which provides for the county to compensate state auditors; repealing ch. 22324, Laws of Florida, 1943, and ch. 23329, Laws of Florida, 1945, pertaining to creating a postwar construction fund; repealing ch. 22326, Laws of Florida, 1943, which authorized the county to cancel paving certificates; repealing ch. 24564, Laws of Florida, 1947, which authorized the county to adjust paving certificates; repealing ch. 24565, Laws of Florida, 1947, which authorized the county to cancel seawall assessments; repealing ch. 24569, Laws of Florida, 1947, relating to settlement of paving certificates; repealing ch. 25898, Laws of Florida, 1949, relating to consent to a lawsuit against Hillsborough County; repealing ch. 27610, Laws of Florida, 1951, and ch. 65-1659, Laws of Florida, relating to granting garbage franchises; repealing ch. 29123, Laws of Florida, 1953, relating to county powers over loudspeakers; repealing ch. 29125, Laws of Florida, 1953, relating to forfeiture of unclaimed funds; repealing ch. 30825, Laws of Florida, 1955, which authorized the county to settle a claim for negligent mosquito spraying; repealing ch. 31296, Laws of Florida, 1955, which authorized the county to cancel tax assessments and liens levied against exempt property; repealing ch. 57-1382, Laws of Florida, which authorized the refund of certain taxes; repealing ch. 57-1388, Laws of Florida, relating to a county donation to the Southwest Florida Blood Bank; repealing ch. 59-1347, Laws of Florida, relating to the county's authority to purchase automobiles; repealing ch. 63-1411, Laws of Florida, relating to extraterritorial jurisdiction of municipalities whose police officers are in hot pursuit of offenders; repealing ch. 65-1678, Laws of Florida, relating to county liability insurance; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2304** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2306—A bill to be entitled An act relating to Hillsborough County; repealing miscellaneous laws relating to county officials and employees; repealing ch. 5295, Laws of Florida, 1903, pertaining to appointments of game wardens; repealing ch. 8700, Laws of Florida, 1921, pertaining to employment of an auditor; repealing ch. 10629, Laws of Florida, 1925, pertaining to employment of a stenographer; repealing ch. 14120, Laws of Florida, 1929, pertaining to providing relief to specified election officials; repealing ch. 21295, Laws of Florida, 1941, pertaining to appointment of additional deputy constables; repealing ch. 22321, Laws of Florida, 1943, pertaining to revoking constables' authority to appoint deputy constables; repealing ch. 22325, Laws of Florida, 1943, pertaining to employment of probation secretary; repealing ch. 23333, Laws of Florida, 1945, pertaining to appointment of a deputy constable and a bookkeeper; repealing ch. 30818, Laws of Florida, 1955, pertaining to authorizing the board of county commissioners to investigate claims of a specified constable for medical bills; repealing ch. 63-1394, Laws of Florida, pertaining to salary supplement for the county health officer; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2306** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2308—A bill to be entitled An act relating to Hillsborough County; repealing miscellaneous provisions relating to special districts in the county; repealing ch. 8697, Laws of Florida, 1921, ch. 10634, Laws of Florida, 1925, ch. 14112, Laws of Florida, 1929, relating to creation of Special Road and Bridge District No. 5 and bonds of the district; repealing ch. 9467, Laws of Florida, 1923, relating to the establishment of Lake Mango Drainage District; repealing ch. 10630, Laws of Florida, 1925, ch. 10639, Laws of Florida, 1925, ch. 12865, Laws of Florida, 1927, ch. 14118, Laws of Florida, 1929, relating to creation of, and issuance of bonds by, North Tampa Special Road and Bridge District; repealing ch. 10631, Laws of Florida, 1925, ch. 12854, Laws of Florida, 1927, ch. 14108, Laws of Florida, 1929, relating to creation of, and issuance of bonds by, the Plant City Special Road and Bridge District; repealing ch. 10649, Laws of Florida, 1925, which validated certain acts of the Dover Drainage District; repealing ch. 10673, Laws of Florida, 1925, which validated certain acts of the Harney Drainage District; repealing ch. 12849, Laws of Florida, 1927, relating to creation of, and issuance of bonds by, the Palm River Special Road and Bridge District; repealing ch. 12850, Laws of Florida, 1927, relating to creation of, and issuance of bonds by, the Lake Fern Special Road and Bridge District; repealing chs. 12852, 12853, Laws of Florida, 1927, relating to creation of, and issuance of bonds by, the East Tampa Special Road and Bridge District; repealing ch. 12866, Laws of Florida, 1927, relating to issuance of bonds for special road and bridge districts; repealing ch. 14105, Laws of Florida, 1929, relating to authorizing the county to assume indebtedness of special road and bridge districts; repealing ch. 16462, Laws of Florida, 1933, ch. 17553, Laws of Florida, 1935, ch. 18899, Laws of Florida, 1937, ch. 27596, Laws of Florida, 1951, relating to creation and functions of Suburbs Beautiful Special Sanitary District; repealing ch. 18551, Laws of Florida, 1937, ch. 22302, Laws of Florida, 1943, ch. 27603, Laws of Florida, 1951, relating to Golf View Parkland Special Sanitary District; repealing ch. 18761, Laws of Florida, 1937, relating to Palma Ceia Sanitary District; repealing ch. 19882, Laws of Florida, 1939, relating to East Hillsborough County Irrigation and Conservation District; repealing ch. 21111, Laws of Florida, 1941, relating to Bayshore Special Fire Protection District; repealing ch. 23336, Laws of Florida, 1945, ch. 24584, Laws of Florida, 1947, ch. 24585, Laws of Florida, 1947, ch. 26433, Laws of Florida, 1949, relating to creation and powers of Suburban Tampa Sanitary District; repealing ch. 24589, Laws of Florida, 1947, which removed property from South Interbay Special Fire District; repealing ch. 24590, Laws of Florida, 1947, ch. 25893, Laws of Florida, 1949, ch. 27597, Laws of Florida, 1951, ch. 27910, Laws of Florida, 1951, ch. 29132, Laws of Florida, 1953, relating to creation, composition, and powers of Sulphur Springs Special Fire Control District; repealing ch. 27594, Laws of Florida, 1951, ch. 29122, Laws of Florida, 1953, relating to creation and powers of Drew Park Special Fire Control District; repealing ch. 30821, Laws of Florida, 1955, relating to powers of the county over rights-of-way of drainage districts within the county; repealing ch. 30830, Laws of Florida, 1955, ch. 61-2239, Laws of Florida, ch. 65-1646, Laws of Florida, relating to creating street lighting districts; repealing ch. 59-1361, Laws of Florida, ch. 61-2241, Laws of Florida, relating to creation of fire protection improvement districts and assessments therefor; repealing ch. 61-2249, Laws of Florida, relating to creation of special improvement districts for parks and recreation; repealing ch. 63-1408, Laws of Florida, relating to assessments for volunteer firemen's associations in fire protection districts; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2308** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2310—A bill to be entitled An act relating to Hillsborough County; repealing miscellaneous laws relating to taxation; repealing ch. 457, Laws of Florida, 1851, pertaining to refund of taxes; repealing ch. 1591, Laws of Florida, 1866, pertaining to levy of additional tax; repealing ch. 7486, Laws of Florida, 1917, pertaining to publicity tax; repealing ch. 8706, Laws of Florida, 1921, pertaining to publicity tax; repealing ch.

9468, Laws of Florida, 1923, pertaining to special tax for a farm; repealing ch. 10626, Laws of Florida, 1925, pertaining to publicity tax; repealing ch. 14106, Laws of Florida, 1929, pertaining to collection of assessments; repealing ch. 18585, Laws of Florida, 1937, pertaining to appraisal of property; repealing ch. 21290, Laws of Florida, 1941, pertaining to the taxable limit; repealing ch. 25881, Laws of Florida, 1949, pertaining to a levy of additional tax for a courthouse; repealing ch. 29120, Laws of Florida, 1953, pertaining to a levy of additional tax for a courthouse; repealing ch. 30824, Laws of Florida, 1955, pertaining to a levy of additional tax for land purchase; repealing ch. 57-1381, Laws of Florida, pertaining to reduction of interest on taxes; repealing ch. 57-1382, Laws of Florida, pertaining to refund of taxes; repealing ch. 61-2243, Laws of Florida, pertaining to a levy of additional tax for a county health unit; repealing ch. 63-1385, Laws of Florida, pertaining to reimbursement for cost of assessing taxes; repealing ch. 67-1489, Laws of Florida, pertaining to a levy of additional tax for park sites; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2310** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2312—A bill to be entitled An act relating to Hillsborough County; repealing obsolete laws relating to hospitals and other health-related institutions; repealing chs. 61-2260, 63-1402, 65-1672, 65-1677, 67-1471, 67-1483, 67-1496, 67-1498, 69-1113, 69-1114, 69-1120, 69-1122, 69-1124, 69-1130, 69-1132, 70-717, 70-719, 70-721, 70-722, 71-673, 71-674, 71-678, 73-485, 73-493, 74-498, 80-509, Laws of Florida, pertaining to the former hospital and welfare board, which was abolished by ch. 80-509, Laws of Florida, and its powers and duties pertaining to hospitals and other health-related institutions and to the property of the board or of its predecessor board of assistance; repealing ch. 69-1139, Laws of Florida, relating to providing that the purchase, construction, maintenance, repair, rehabilitation, and operation of hospitals in the county by certain public entities is a legitimate municipal purpose; providing an effective date.

—was read the second time by title.

Senator Hargrett moved the following amendment which was adopted:

Amendment 1 (with Title Amendment)—On page 1, line 30, strike “74-498, and 80-509,” and insert: and 74-498,

And the title is amended as follows:

In title, on page 1, line 10, strike “80-509,”

On motion by Senator Hargrett, by two-thirds vote **SB 2312** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2314—A bill to be entitled An act relating to Hillsborough County; repealing miscellaneous laws relating to the provision of public services; repealing chs. 59-1352, 63-1386, 65-1649, 65-1653, 65-1654, 65-1676, Laws of Florida, relating to the supervision of the provision of water systems and sewer systems; repealing ch. 65-1650, Laws of Florida, validating certain water and sewer franchises; repealing ch. 67-1470, Laws of Florida, authorizing consolidation of county water systems and sewer systems; repealing ch. 67-1475, Laws of Florida, authorizing the granting of public service franchises; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2314** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2316—A bill to be entitled An act relating to Hillsborough County; repealing miscellaneous bond validation laws that are no longer needed; repealing ch. 1186, Laws of Florida, 1860-1861, authorizing the county commission to borrow money and issue bonds to finance the repair of the courthouse and the construction of a jail; repealing ch. 5310, Laws of Florida, 1903, validating an election authorizing the issuance of

road bonds; repealing ch. 7484, Laws of Florida, 1917, validating the creation of the Citrus Park Special Road and Bridge District and the election authorizing the issuance of road and bridge construction bonds for district purposes; repealing ch. 8059, Laws of Florida, 1919, validating the issuance and sale of certain road bonds; repealing ch. 9465, Laws of Florida, 1923, validating the issuance and sale of certain road bonds; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2316** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2318—A bill to be entitled An act relating to Hillsborough County; repealing miscellaneous laws relating to government improvement which are no longer needed; repealing ch. 63-1404, Laws of Florida, pertaining to establishing a local government study commission; repealing ch. 63-1406, Laws of Florida, pertaining to unclassified civil service; repealing ch. 67-1502, Laws of Florida, pertaining to funding the county charter commission; repealing ch. 69-1143, Laws of Florida, pertaining to creating a county civil service study commission; repealing ch. 69-1148, Laws of Florida, pertaining to creating the Hillsborough Home Rule Charter Commission; repealing ch. 70-714, Laws of Florida, pertaining to continuing the powers of the home rule charter commission; repealing ch. 70-724, Laws of Florida, pertaining to establishing a Tampa/Hillsborough County charter and consolidating the governments of the county and the City of Tampa; repealing ch. 71-683, Laws of Florida, pertaining to creating the Brandon Study Commission; repealing chs. 72-555, 72-556, Laws of Florida, pertaining to providing a county charter and consolidating local governments in the county; repealing chs. 72-564, 74-490, Laws of Florida, pertaining to the Brandon Planning and Zoning Authority; repealing chs. 79-472, 80-508, Laws of Florida, pertaining to the Hillsborough County Local Government Efficiency and Management Study Committee; repealing ch. 80-450, Laws of Florida, pertaining to the county sports authority; repealing ch. 83-418, Laws of Florida, pertaining to creating the Hillsborough County Civil Service Study Committee; repealing ch. 89-413, Laws of Florida, pertaining to abolition of the Arts Council of Tampa and transfer of its assets and liabilities to the board of county commissioners; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2318** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2320—A bill to be entitled An act relating to Hillsborough County; repealing miscellaneous laws relating to children and families; repealing ch. 7029, Laws of Florida, 1915, relating to the apprehension and commitment of dependent and delinquent children; repealing ch. 14117, Laws of Florida, 1929, as amended, relating to establishing a home for delinquent and dependent children, and providing for an election and a bond issue; repealing ch. 24583, Laws of Florida, 1947, relating to the licensure and regulation of boarding homes and nurseries for children under 17 years of age; repealing ch. 63-1409, Laws of Florida, pertaining to providing pension funds for the families of two deputy sheriffs who, respectively, were killed or injured in the line of duty; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2320** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2322—A bill to be entitled An act relating to Hillsborough County; repealing miscellaneous laws relating to water resources, including wastewater; repealing ch. 18582, Laws of Florida, 1937, relating to ratifying a water pipe franchise granted in 1922 to J. P. Hamilton and his heirs, which franchise has expired; repealing ch. 57-1389, Laws of Florida, relating to constructing check-dams to conserve water; repealing ch. 57-1396, Laws of Florida, relating to defining the term “plumbing” for unincorporated areas; repealing ch. 65-1647, Laws of Florida, relating to authorizing county funding and the transfer of county property to con-

vert portions of Old Tampa Bay into a freshwater lake; repealing ch. 87-497, Laws of Florida, relating to creating the Hillsborough County Water and Wastewater Utilities Authority, if approved by referendum; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2322** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2324—A bill to be entitled An act relating to Hillsborough County; repealing miscellaneous laws relating to bridges and roads; repealing ch. 3080, Laws of Florida, 1877, relating to authorizing a toll bridge across the Hillsborough River; repealing ch. 4595, Laws of Florida, 1897, relating to improving public roads and bridges; repealing ch. 7483, Laws of Florida, 1917, relating to legalizing an election for issuing bonds for the Bayshore Special Road and Bridge District; repealing ch. 7485, Laws of Florida, 1917, relating to legalizing an election for a special district and bonds to construct bridges; repealing ch. 7765, Laws of Florida, 1918, relating to authorizing the issuance of time warrants for road completion; repealing ch. 10627, Laws of Florida, 1925, relating to authorizing time warrants; repealing ch. 10633, Laws of Florida, 1925, relating to authorizing time warrants; repealing ch. 10643, Laws of Florida, 1925, relating to ratifying acts done in improving Bayshore Boulevard; repealing ch. 11657, Laws of Florida, 1925, relating to construction of a toll bridge over Old Tampa Bay; repealing ch. 14113, Laws of Florida, 1929, relating to authorizing new certificates of indebtedness for paving improvements; repealing ch. 19881, Laws of Florida, 1939, relating to policing county highways; repealing s. 4, ch. 25887, Laws of Florida, 1949, and ch. 27608, Laws of Florida, 1951, relating to building use; repealing ch. 59-1354, Laws of Florida, relating to authorizing the issuance of interest-bearing road certificates; repealing ch. 61-2248, Laws of Florida, relating to penalties for violating ch. 59-1362, Laws of Florida, which authorizes the county commission to adopt building codes; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2324** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2326—A bill to be entitled An act relating to Hillsborough County; repealing chs. 75-394, 77-569, and 79-476, Laws of Florida, relating to the Board of Consumer Affairs and Appeals; abolishing the present board, transferring its assets and obligations to the county or to a successor board created by ordinance, and providing for assumption of the present board's obligations and liabilities by the county or the successor board; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2326** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2328—A bill to be entitled An act relating to Hillsborough County; repealing ch. 29134, Laws of Florida, 1953, which provided for creation of Lutz Special Fire Control District; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2328** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2330—A bill to be entitled An act relating to Hillsborough County; repealing ch. 10638, Laws of Florida, 1925, which created the Northeast Tampa Special Road and Bridge District of Hillsborough County; providing for transfer and assumption of district assets, obligations, and liabilities; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2330** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2332—A bill to be entitled An act relating to Hillsborough County; repealing s. 2, ch. 74-495, Laws of Florida, pertaining to the continuation of certain reclamation districts until the occurrence of a specified contingency; providing an effective date.

—was read the second time by title. On motion by Senator Hargrett, by two-thirds vote **SB 2332** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2336—A bill to be entitled An act relating to Alachua County; repealing ch. 73-401, Laws of Florida, relating to the Alachua County Public Facilities Authority; providing for transfer of the assets of the authority to, and assumption of the liabilities of the authority by, Alachua County; providing an effective date.

—was read the second time by title. On motion by Senator Kirkpatrick, by two-thirds vote **SB 2336** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2338—A bill to be entitled An act relating to the St. Augustine Port, Waterway and Beach District; amending s. 14, ch. 18879, 1937, as amended; providing for staggered terms of office for members of the St. Augustine Port, Waterway and Beach Commission; designating members of the commission until members are elected at the next general election; providing voting requirements and election procedures; providing an effective date.

—was read the second time by title. On motion by Senator Bankhead, by two-thirds vote **SB 2338** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2340—A bill to be entitled An act relating to Lake County; amending sections 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 17, and 18 of chapter 67-1608, Laws of Florida, as amended; redesignating the Lake County Pollution Control Board as the Lake County Environmental Protection Board; providing a short title; providing definitions; creating the Lake County Environmental Protection Board; providing membership of the board; providing duties and powers of the board; redesignating the pollution control officer as the environmental protection officer; providing duties and powers of the environmental protection officer; providing requirements for approval of air and water pollution prevention facilities; providing for issuing notices and citations; providing for emergency orders; providing for appealing decisions of the environmental protection officer; requiring other agencies to notify the board before performing any air or water pollution duties in the county; providing penalties; providing for construing chapter 67-1608, Laws of Florida, as amended; providing severability; providing an effective date.

—was read the second time by title. On motion by Senator Johnson, by two-thirds vote **SB 2340** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2342—A bill to be entitled An act relating to the North Lake County Hospital District; reconstituting the board of trustees of the district; prescribing the number and qualifications of trustees; providing for election of trustees; prescribing terms of office of trustees; extending the terms of certain trustees presently serving; providing an effective date.

—was read the second time by title.

Senator Johnson moved the following amendment which was adopted:

Amendment 1—On page 1, strike all of lines 17-26 and insert: governed by a board of trustees composed of six persons elected by the electors of Lake County who reside within the North Lake County Hospital District.

(2) All trustees must be duly qualified electors who reside in the North Lake County Hospital District. Three of the trustees must reside in the Northeast Territory of the district and three trustees must reside in the Northwest Territory of the district.

On motion by Senator Johnson, by two-thirds vote **SB 2342** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2344—A bill to be entitled An act relating to Palm Beach County, relating to the Solid Waste Authority of Palm Beach County; amending chapter 75-473, Laws of Florida, as amended, amending section 6, subsection (17); amending the definition of "cost of acquisition and/or construction"; amending section 6, adding a new subsection to be numbered (20); defining the term "Derivative Agreements"; amending section 7, subsection (24), renumbering the existing subsection (24) to (25), and enacting a new subsection (24); authorizing the Authority to enter into derivative agreements under certain conditions; providing a finding of public purpose, which amendments provide express authority for the Authority to enter into various types of derivative contracts and agreements in connection with, or incidental to, the authorization, sale, and/or issuance of bonds, notes, or bond anticipation notes; providing express authority for the Authority to issue bonds, notes, or bond anticipation notes in connection with financing any fees, payments, and expenses relating to such derivative contracts and agreements; providing that this act shall be a supplemental and alternative authority to any other provisions of special or general law; providing an effective date.

—was read the second time by title.

Senator Foley moved the following amendments which were adopted:

Amendment 1 (with Title Amendment)—On page 2, before line 1, insert:

Section 1. Legislative intent.—This bill is intended to amend the enabling legislation, chapter 75-473, Laws of Florida, for the Solid Waste Authority of Palm Beach County to expressly authorize the authority to enter into interest rate swap agreements in connection with tax-exempt bonds and to issue debt to finance payments under such interest rate swap agreements. The use of interest rate swap agreements to reduce borrowing costs will enable the authority to have flexibility to finance or refinance projects relating to its solid waste system in a more economically efficient manner. The authority, other special districts, and municipalities already have the express power to enter into interest rate swap agreements and other derivative products with respect to their taxable bonds under the Taxable Bond Act of 1987, Part VII, chapter 159, Florida Statutes. By implementing the presently proposed interest rate swap agreement, the authority anticipates locking-in today's current interest rates for a refunding of its existing \$320,000,000 in revenue bonds, which is expected to take place in 1997. The authority expects to have an interest rate savings of between \$10,000,000 and \$12,000,000.

(Renumber subsequent sections.)

And the title is amended as follows:

In title, on page 1, line 4, after the semicolon (;) insert: providing legislative intent;

Amendment 2—On page 3, strike all of lines 1-13 and insert:

(20) "Derivative agreements" means contracts commonly known as investment contracts, interest rate swap agreements, or contracts providing for payments based on levels of or changes in interest rates, or contracts to exchange cash flows or a series of payments, to hedge payment, rate, spread, or similar exposure, which the governing body of the authority determines to be necessary, desirable, or appropriate to achieve a desirable effective interest rate in connection with bonds, notes, or bond anticipation notes issued by the authority.

Amendment 3—On page 3, lines 22-31 and on page 4, lines 1-12, strike all of said lines and insert:

(24) In connection with, or incidental to, the sale and issuance of bonds, the governmental unit may enter into any contracts which the governing body determines to be necessary or appropriate to achieve a desirable effective interest rate in connection with the bonds or notes by

means of, but not limited to, contracts commonly known as investment contracts, funding agreements, interest rate swap agreements, currency swap agreements, forward payment conversion agreements, futures, or contracts providing for payments based on levels of or changes in interest rates, or contracts to exchange cash flows or a series of payments, or contracts, including, without limitation, options, puts, or calls to hedge payment, rate, spread, or similar exposure. Such contracts or arrangements may also be entered into by governmental units in connection with, or incidental to, entering into any agreement which secures bonds or provides liquidity therefor. Such contracts and arrangements shall be made upon the terms and conditions established by the governing body, after giving due consideration for the credit worthiness of the counterparties, where applicable, including any rating by a nationally recognized rating service or any other criteria as may be appropriate.

On motion by Senator Foley, by two-thirds vote **SB 2344** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2346—A bill to be entitled An act relating to Williston Memorial Hospital, Levy County; providing authority to the City Council of the City of Williston to enter into a lease agreement or management contract or sell its Williston Memorial Hospital facility to a public or private organization or a not-for-profit corporation or a for-profit corporation upon such terms and conditions as may be determined by the City Council to be in the best interest of its citizens; providing an effective date.

—was read the second time by title. On motion by Senator Kirkpatrick, by two-thirds vote **SB 2346** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2350—A bill to be entitled An act relating to Bay County; adding section 10 to chapter 23183, Laws of Florida, 1945; providing for the appointment of the Board of Trustees of Bay Medical Center; providing an effective date.

—was read the second time by title. On motion by Senator Harden, by two-thirds vote **SB 2350** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2356—A bill to be entitled An act relating to Lake County; providing for liens in favor of operators of hospitals in Lake County upon causes of actions, suits, claims, counterclaims and demands accruing to patients therein, or their legal representatives, and upon judgments, settlements and settlement agreements, on account of illness or injuries of such patients, for all reasonable charges for hospital care, treatment, and maintenance necessitated by such illness or injuries; providing for method of perfecting and enforcing such liens, and recovery of costs, attorney's fees and expenses, and where suits thereon may be maintained; forbidding recovery of damages for hospital care, treatment, and maintenance, unless claimant therefor has paid costs thereof except in certain cases; providing for intervention by lienholder and verdict and judgment in favor of lienholder in certain cases; requiring claims for lien to be recorded and fees for recording; providing that no release or satisfaction shall be valid against lien unless lienholder joins therein or executes release; providing that acceptance of release or satisfaction of any cause of action, suit, claim, counterclaim, demand, or judgment and any settlement in absence of release or satisfaction of lien shall prima facie constitute impairment of such lien, and giving lienholder right of action at law for damages on account of such impairment, and providing for recovery from one accepting release or satisfaction or making settlement; exempting from provisions of this act matters within purview of the Worker's Compensation Law of this state; providing an effective date.

—was read the second time by title.

Senator Johnson moved the following amendment which was adopted:

Amendment 1—On page 2, strike all of lines 29-31 and insert: following: reasonable charges for care and treatment or two-thirds of the net

amount of settlement or judgment after deducting the reasonable cost of procuring the settlement or judgment. Reasonable costs of procuring the settlement or judgment include reasonable attorney's fees.

On motion by Senator Johnson, by two-thirds vote **SB 2356** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2360—A bill to be entitled An act relating to Lee County; amending s. 5, ch. 76-410, Laws of Florida, relating to the Tice Fire Protection and Rescue Service District; increasing the amount of the ad valorem tax which may be levied by the board of commissioners of the district; providing for a referendum; providing an effective date.

—was read the second time by title. On motion by Senator Dudley, by two-thirds vote **SB 2360** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2364—A bill to be entitled An act relating to Lee County; amending s. 4, ch. 63-1546, Laws of Florida; prescribing rulemaking authority of the board of the Lehigh Acres Fire Control and Rescue District; amending s. 5, ch. 63-1546, Laws of Florida; providing that the board's estimate of amounts needed for the ensuing fiscal year must be made as provided by law; amending s. 6, ch. 63-1546, Laws of Florida, as amended; deleting the duty of the board of county commissioners to record the district board's estimate of moneys needed for the ensuing fiscal year in the minutes of the commission; amending s. 11, ch. 63-1546, Laws of Florida; providing that the district treasurer must make his financial reports as provided by law; providing an effective date.

—was read the second time by title. On motion by Senator Dudley, by two-thirds vote **SB 2364** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SPECIAL ORDER

On motions by Senator Harden, by two-thirds vote—

HB 1511—A bill to be entitled An act relating to ad valorem taxation; amending s. 197.432, F.S.; requiring that the lessee pay the ad valorem taxes levied on a leasehold of certain property owned by a governmental unit; providing for collection and enforcement of any such delinquent tax; providing for retroactive effect; providing an effective date.

—a companion measure, was substituted for **SB 970** and by two-thirds vote read the second time by title. On motion by Senator Harden, by two-thirds vote **HB 1511** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39 Nays—1

CS for SB 686—A bill to be entitled An act relating to the Self-storage Facility Act; amending s. 83.803, F.S.; defining the term "self-contained storage unit"; revising other terms to conform; amending s. 83.805, F.S.; conforming provisions relating to liens to add new term "self-contained storage unit"; amending s. 83.8055, F.S.; providing owners of self-contained storage units a procedure to gain access to tenants personal property; amending s. 83.806, F.S.; revising provisions relating to the enforcement of liens to conform to new definition of term "self-contained storage unit"; providing an effective date.

—was read the second time by title.

Senator Grant moved the following amendment which was adopted:

Amendment 1—On page 2, line 1, after "unit" insert: *not less than 600 cubic feet in size*

On motion by Senator Grant, by two-thirds vote **CS for SB 686** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39 Nays—None

CS for SB 314—A bill to be entitled An act relating to political endorsements; amending s. 106.011, F.S.; defining the term "registered name"; amending s. 106.03, F.S.; revising the registration requirements of political committees; reenacting s. 106.04(2), F.S., relating to committees of continuous existence, to incorporate an amendment to s. 106.03, F.S., in a reference thereto; creating s. 106.145, F.S.; requiring the publishing in a political advertisement of the complete, legal, corporate, or registered name of political committees, committees of continuous existence, and other organizations that endorse or oppose a candidate for public office or issue appearing on a ballot; providing a civil penalty; providing an effective date.

—was read the second time by title.

Senator Hargrett moved the following amendment which was adopted:

Amendment 1 (with Title Amendment)—On page 1, line 20, insert:

Section 1. Subsection (5) of section 106.08, Florida Statutes, is amended; present subsections (6), (7), and (8) are redesignated as (7), (8), and (9), respectively; and a new subsection (6) is added to that section to read:

106.08 Contributions; limitations on.—

(5) A No person *may not shall* make any contribution in support of or in opposition to a candidate for election or nomination, in support of or in opposition to an issue, or to any political committee, through or in the name of another, directly or indirectly, in any election. ~~The solicitation from, and contributions by, candidates, political committees, and party executive committees to any religious, charitable, civic, or other causes or organizations established primarily for the public good are expressly prohibited. However, it shall not be construed as a violation of this subsection for a candidate, political committee, or party executive committee to make gifts of money in lieu of flowers in memory of a deceased person or for a candidate to continue membership in or regular contributions paid from personal or business funds to religious, political party, civic, or charitable groups of which he is a member or to which he has been a regular contributor for more than 6 months. A candidate may purchase, with campaign funds, tickets, admission to events, or advertisements from religious, civic, political party, or charitable groups.~~

(6) Religious, charitable, or civic groups or other causes or organizations established primarily for the public good are prohibited from soliciting candidates, political committees, and party executive committees for contributions from campaign funds. This prohibition shall not prohibit religious, charitable, or civic groups or other causes or organizations established primarily for the public good from soliciting candidates for campaign funds pursuant to the disposition provisions of s. 106.141. Candidates, political committees, and party executive committees are prohibited from making such contributions, except as provided in s. 106.141. It is not a violation of this subsection for a candidate to contribute to such organizations from personal or business funds. A candidate may use campaign funds to purchase tickets, admission to events, or advertisements from religious, civic, or charitable groups or a political party.

(Renumber subsequent section.)

And the title is amended to read:

In title, on page 1, strike line 2 and insert: An act relating to elections; amending s. 106.08, F.S.; revising prohibited expenditures; providing for retroactive application;

On motion by Senator Brown-Waite, by two-thirds vote **CS for SB 314** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—21 Nays—17

Motion

On motion by Senator Brown-Waite, the rules were waived and **CS for SB 314** was ordered immediately certified to the House.

SB 412—A bill to be entitled An act relating to weapons and firearms; amending s. 790.115, F.S.; revising the prohibition against exhibiting a firearm or certain other destructive devices on school grounds or school facilities to prohibit any such action within a specified area of the property comprising an elementary school, middle school, or secondary school; providing an effective date.

—was read the second time by title.

The Committee on Criminal Justice recommended the following amendment which was moved by Senator Holzendorf and adopted:

Amendment 1—In title, on page 1, strike line 8 and insert: property comprising an elementary school,

Senator Holzendorf moved the following amendment which was adopted:

Amendment 2 (with Title Amendment)—On page 1, between lines 26 and 27, insert:

Section 2. Paragraph (a) of subsection (1) and subsection (2) of section 790.31, Florida Statutes, 1992 Supplement, are amended to read:

790.31 Armor-piercing or exploding ammunition or dragon's breath shotgun shells, bolo shells, or flechette shells prohibited.—

(1) As used in this section, the term:

(a)1. "Armor-piercing bullet" means any bullet which has a steel inner core or core of equivalent hardness and a truncated cone and which is designed for use in a handgun as an armor-piercing or metal-piercing bullet.

2. "Armor-piercing slug" means any specially designed slug manufactured with a steel inner core or core of equivalent hardness and intended for use in a shotgun as an armor-piercing or metal-piercing slug.

(2)(a) Any person who manufactures, sells, offers for sale, or delivers any armor-piercing bullet or slug or exploding bullet, or dragon's breath shotgun shell, bolo shell, or flechette shell is guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) Any person who possesses an armor-piercing bullet or slug or exploding bullet with knowledge of its armor-piercing or exploding capabilities loaded in a handgun, or who possesses a dragon's breath shotgun shell, bolo shell, or flechette shell with knowledge of its capabilities loaded in a firearm, is guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(c) Any person who possesses with intent to use an armor-piercing bullet or slug or exploding bullet or dragon's breath shotgun shell, bolo shell, or flechette shell to assist in the commission of a criminal act is guilty of a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(3) This section does not apply to:

(a) The possession of any item described in subsection (1) by any law enforcement officer, when possessed in connection with the performance of his duty as a law enforcement officer, or law enforcement agency.

(b) The manufacture of items described in subsection (1) exclusively for sale or delivery to law enforcement agencies.

(c) The sale or delivery of items described in subsection (1) to law enforcement agencies.

(Renumber subsequent section.)

And the title is amended as follows:

In title, on page 1, line 9, after the semicolon (;) insert: amending s. 790.31, F.S.; defining "armor-piercing slug" and prohibiting manufacture, sale, delivery, and possession of such ammunition, for which criminal penalties and certain law enforcement exemptions are provided by law;

Senator Dudley moved the following amendment which was adopted:

Amendment 3—On page 1, strike line 24 and insert: school, or secondary, or on the grounds or facilities of any

On motion by Senator Holzendorf, by two-thirds vote **SB 412** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39 Nays—None

The Senate resumed consideration of—

CS for SB 158—A bill to be entitled An act relating to onsite sewage treatment and disposal systems; amending s. 381.0065, F.S.; providing legislative intent; providing definitions; specifying duties and powers of the Department of Health and Rehabilitative Services; providing conditions for the installation of onsite sewage treatment and disposal systems; renaming the Advisory Review Variance Board as the Variance Review and Advisory Committee; providing for a Research Review and Advisory Committee; specifying membership and duties; providing enforcement authority for right of entry and citations; providing a fine; providing a criminal penalty; creating s. 381.00655, F.S.; providing requirements for connection to a central sewerage system; amending s. 381.0066, F.S.; modifying fee ranges; specifying fees for certain permits; amending ss. 381.006, 381.0064, 381.0067, 489.551, 489.553, F.S.; incorporating conforming changes; providing for a rule adoption technical advisory panel; specifying membership; providing for subsequent repeal and review of ss. 381.0065(3)(j), 381.0065(4)(l), and 381.0066(2)(k), F.S., relating to onsite sewage treatment and disposal system research; repealing s. 46, ch. 83-310, Laws of Florida; abrogating the repeal of ss. 381.0065, 381.0066, F.S., under the Regulatory Sunset Act; providing an effective date.

—which had been considered March 16. Pending **Amendment 5** by Senator Dantzler was withdrawn.

Senator Dantzler moved the following amendment which was adopted:

Amendment 6—On page 21, line 16 through page 22, line 7, strike all of said lines and insert: requirements.—

(1)(a) The owner of a properly functioning onsite sewage treatment and disposal system, excluding an approved onsite graywater system, must connect the system or the building's plumbing to an available publicly owned or investor-owned sewerage system within 365 days after written notification by the owner of the publicly owned or investor-owned sewerage system that the system is available for connection. The publicly owned or investor-owned sewerage system must notify the owner of the onsite sewage treatment and disposal system of the availability of the central sewerage system. No less than one year prior to the date the sewerage system will become available, the publicly owned or investor-owned sewerage system shall notify the affected owner of the onsite sewage treatment and disposal system of the anticipated availability of the sewerage system and shall also notify the owner that the owner will be required to connect to the sewerage system within one year of the actual availability. The owner shall have the option of pre-paying the amortized value of required connection charges in equal monthly installments over a period not to exceed two years from the date of the initial notification of anticipated availability. Nothing in this paragraph limits the power of a municipality or county to enforce other laws for the protection of the public health and safety.

(b) The owner of an onsite sewage treatment and disposal system that needs repair or modification to function in a sanitary manner or to comply with the requirements of ss. 381.0065-381.0067 or rules adopted under those sections must connect to an available publicly owned or investor-owned sewerage system within 90 days after written notification from the department. In hardship cases, upon request of the owner, the department may approve an extension of not more than 90 days for sewerage connection. The department may approve only one extension. This paragraph does not authorize the owner of the onsite sewage treatment and disposal system to create or maintain a sanitary nuisance.

(2) The provisions of subsection (1) or any other provision of law to the contrary notwithstanding:

(a) The local governing body of the jurisdiction in which the owner of the onsite sewage treatment and disposal system resides may provide that any connection fee charged under this section by an investor-owned sewerage system may be paid without interest in monthly installments, over a period of time not to exceed 5 years from the date the sewerage system becomes available if it determines that the owner has demonstrated a financial hardship. The local governing body shall establish criteria for making this determination which take into account the owner's net worth, income, and financial needs.

(b) A publicly owned or investor-owned sewerage system may, with the approval of the department, waive the requirement of mandatory onsite sewage disposal connection if it determines that such connection is not required in the public interest due to public health considerations.

On motion by Senator Gutman, by two-thirds vote **CS for SB 158** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39 Nays—None

Motion

On motion by Senator Gutman, the rules were waived and **CS for SB 158** was ordered immediately certified to the House.

CS for SB 382—A bill to be entitled An act relating to the Parole Commission; amending s. 947.02, F.S.; providing procedures for filling of vacancies; amending s. 947.04, F.S.; requiring the Governor and Cabinet to select a chairman; amending s. 947.002, F.S.; deleting obsolete provisions relating to the organization of the commission; amending s. 947.13, F.S.; clarifying the powers and duties of the commission in establishing terms and conditions of inmates released under conditional release, control release, or conditional medical release; amending s. 947.141, F.S.; providing additional duties of the commission in determining violations of control release and conditional medical release; authorizing such determinations to be made by a panel of no fewer than two commissioners; amending s. 947.146, F.S.; providing for the Control Release Authority to establish a control release date for offenders whose release has been revoked; providing additional circumstances under which the authority may extend, advance, or postpone an inmate's control release date; providing circumstances under which the authority may vacate a grant of control release; amending s. 947.165, F.S.; conforming terminology and a cross-reference to changes made by the act; amending s. 947.173, F.S.; limiting review by the commission of an inmate's presumptive parole release date; amending s. 947.1745, F.S.; providing circumstances under which the commission may extend an inmate's presumptive parole release date; amending s. 947.24, F.S.; providing requirements for discharging persons from supervision pursuant to control release or conditional release; providing an effective date.

—was read the second time by title.

Senator Beard moved the following amendment which was adopted:

Amendment 1—On page 13, line 24, strike "for placing persons" and insert: *which may be used by the authority as aggravation or mitigation in determining which persons shall be released for placing persons*

Senator Meadows moved the following amendment which was adopted:

Amendment 2—On page 2, line 20, before the period (.) insert: *and the membership of the Commission shall include representation from minority persons as defined in s. 288.703*

Senator Williams moved the following amendments which were adopted:

Amendment 3 (with Title Amendment)—On page 19, between lines 28 and 29, insert:

Section 11. Subsection (2) of section 948.15, Florida Statutes, is amended to read:

948.15 Misdemeanor probation services.—

(2) Any private entity providing services for the supervision of misdemeanor probationers must contract with the county in which the services are to be rendered. *In a county with a population of less than 70,000, the county court judge, or the Administrative Judge of the county court in a county that has more than one county court judge, must approve the contract. Terms of the contract must shall state, but are not limited to:*

(a) The extent of the services to be rendered by the entity providing supervision or rehabilitation.

(b) Staff qualifications and criminal record checks of staff in accordance with essential standards established by the American Correctional Association as of January 1, 1991.

(c) Staffing levels.

(d) The number of face-to-face contacts with the offender.

(e) Procedures for handling the collection of all offender fees and restitution.

(f) Procedures for handling indigent offenders which ensure placement irrespective of ability to pay.

(g) Circumstances under which revocation of an offender's probation may be recommended.

(h) Reporting and recordkeeping requirements.

(i) Default and contract termination procedures.

(j) Procedures that aid offenders with job assistance.

In addition, the entity shall supply the chief judge's office with a quarterly report summarizing the number of offenders supervised by the private entity, payment of the required contribution under supervision or rehabilitation, and the number of offenders for whom supervision or rehabilitation will be terminated. All records of the entity *must shall* be open to inspection upon the request of the county, the court, the Auditor General of the State of Florida or agents thereof.

(Renumber subsequent section.)

And the title is amended as follows:

In title, on page 1, line 2, strike "the Parole Commission" and insert: parole and probation

Amendment 4—In title, on page 2, line 7, after the semicolon (;) insert: amending s. 948.15, F.S.; requiring a judge of the county court to approve any contract for probation supervision services entered into by the board of county commissioners and a private entity;

On motion by Senator Beard, by two-thirds vote **CS for SB 382** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39 Nays—1

CS for SB 568—A bill to be entitled An act relating to mangroves; creating s. 403.9311, F.S.; providing legislative intent; amending s. 403.931, F.S.; providing exceptions to permit requirements for altering mangroves; amending s. 253.77, F.S.; and s. 258.42, F.S.; providing that a riparian owner may selectively trim or alter mangroves on adjacent, publicly-owned submerged lands under certain conditions; providing an effective date.

—was read the second time by title.

Senator Myers moved the following amendment which was adopted:

Amendment 1—On page 3, line 22, strike "in which" and insert: *, when*

On motion by Senator Myers, by two-thirds vote **CS for SB 568** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38 Nays—1

Motion

On motion by Senator Myers, the rules were waived and **CS for SB 568** was ordered immediately certified to the House.

On motions by Senator Grogan, by two-thirds vote—

CS for HB 1403—A bill to be entitled An act relating to Alzheimer's disease and other related disorders; creating ss. 400.175, 400.4177, 400.4785, 400.5571, 400.6045, and 400.625, F.S.; requiring nursing homes and related facilities, adult congregate living facilities, home health agencies, adult day care centers, hospices, and adult foster homes that claim special care for persons who have Alzheimer's disease or other related disorders to disclose the reasons for those claims; requiring records of such disclosures to be kept; requiring the Agency for Health Care Administration or Department of Health and Rehabilitative Services to examine the records; providing penalties; providing an effective date.

—a companion measure, was substituted for CS for SB 532 and by two-thirds vote read the second time by title. On motion by Senator Grogan, by two-thirds vote CS for HB 1403 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

CS for SB 104—A bill to be entitled An act relating to ad valorem taxes; amending s. 196.031, F.S.; allocating the homestead tax exemption on real property held by the entireties or jointly with right of survivorship to the owner who resides on the property; providing an effective date.

—was read the second time by title. On motion by Senator Brown-Waite, by two-thirds vote CS for SB 104 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37 Nays—None

Motion

On motion by Senator Brown-Waite, the rules were waived and CS for SB 104 was ordered immediately certified to the House.

CS for SB 1022—A bill to be entitled An act relating to notaries public; amending s. 50.051, F.S.; modifying form of affidavit for proof of publication; amending s. 117.03, F.S.; deleting requirement that a notary public certify in a certificate of acknowledgement or jurat the identification upon which he is relying; amending s. 117.04, F.S.; deleting authority of a notary public to take renunciation and relinquishment of dower; amending s. 117.05, F.S.; requiring a notary public to sign and date a notarial certificate when notarizing a signature on a document; requiring a notary public to have satisfactory evidence when notarizing a signature on a document; providing an additional method of identification for use in certain circumstances; authorizing a notary public to rely on a drivers' license or identification card issued by a territory of the United States and the U.S. Department of Justice, Immigration, and Naturalization Services; providing a civil penalty for a notary public who violates requirements for notarizing a signature on a document; excluding notaries public who are attorneys from a requirement for notarizing a signature on a document; providing forms for certificates used by a notary public in notarizing a signature; creating s. 117.108, F.S.; providing validity of certain acts, seals, certificates; amending s. 475.17, F.S.; providing technical change; amending s. 695.25, F.S.; modifying short form of acknowledgment; amending s. 732.503, F.S.; modifying form of oath made before a notary public in self-proof of will; providing an effective date.

—was read the second time by title.

Senator Dudley moved the following amendment which was adopted:

Amendment 1—On page 8, line 4, strike "*this section*" and insert: s. 117.105

On motion by Senator Dudley, by two-thirds vote CS for SB 1022 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38 Nays—None

CS for SB 2046—A bill to be entitled An act relating to corrections; amending s. 948.51, F.S.; providing for certain felony offenders to be placed in county correctional facilities as a condition of probation; requiring a contract between the chief county correctional officer and the Department of Corrections before any such offender is placed in the custody of the county; amending s. 775.08, F.S., relating to classes and definitions of offenses; exempting certain felony offenders from commitment to a state correctional facility; amending ss. 944.02, 951.23, F.S., relating to the state correctional system and county and municipal detention facilities; conforming definitions to changes made by the act; providing an effective date.

—was read the second time by title. On motion by Senator Burt, by two-thirds vote CS for SB 2046 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

Motion

On motion by Senator Burt, the rules were waived and CS for SB 2046 was ordered immediately certified to the House.

SB 76—A bill to be entitled An act relating to elementary and secondary school teaching certificates; amending s. 231.17, F.S.; revising the minimum requirements for obtaining teaching certificates; eliminating the portion of written examinations that require a person to demonstrate mastery of the ability to compute; specifying that applicants for teaching certificates are not required to take the mathematics subtest of the College Level Academic Skills Test or of any similar test; providing an effective date.

—was read the second time by title.

Senator Grant moved the following amendment which was adopted:

Amendment 1 (with Title Amendment)—On page 3, lines 17-31; on page 4, lines 1-31; and on page 5, lines 1-15, strike all of said lines and insert:

The state board shall approve a test or alternative means for demonstration of mastery of general knowledge as required in subparagraph 1., the conditions under which waivers from this requirement may be granted, and the procedures by which waivers may be approved by the Department of Education. Until the state board approves a test or alternative means for demonstration of mastery of general knowledge, an applicant must only comply with subparagraphs 2. and 3.

~~The College Level Academic Skills Test or a similar test approved by the state board shall be used by degreed personnel to demonstrate mastery of general knowledge as required in subparagraph 1. An applicant is not required to take the mathematics subtest of the College Level Academic Skills Test or of a similar test approved by the state board; however, an applicant for certification in a subject area specialty is required to take a subject area specialty subtest of the College Level Academic Skills Test or of a similar test approved by the state board which may include mastery of mathematics.~~

(c) Each person seeking initial certification ~~must~~ shall have attained at least a 2.5 overall grade point average on a 4.0 scale in the applicant's major field of study.

(d) A person who meets all certification requirements which have been established by law or rule, other than the passing of the examination and the successful completion of the first year of the professional orientation program or the completion of professional education courses in which the applicant is deficient, may be issued a nonrenewable, 2-year temporary certificate. However, the State Board of Education shall adopt rules to allow for the issuance of one nonrenewable 2-year temporary certificate and one nonrenewable 5-year professional certificate to an individual who holds a bachelor's degree in the area of speech-language impaired to allow for completion of a master's degree program in speech-language impaired, to allow for the issuance of one additional 2-year temporary certificate when the requirements for the professional certificate were not completed because of the serious illness, injury, or other extraordinary, extenuating circumstance of the applicant, or to allow a person employed less than 99 days during the first year of teaching to extend the certificate for 1 additional year. The department shall issue, pursuant to this section, a certificate upon the written request of the district school superintendent, the governing authority of a developmental research school, or the governing authority of a nonpublic school with an approved professional orientation program.

(e) The commissioner, with the approval of the state board, may assign to a university in the state system the responsibility for printing, administering, scoring, and providing appropriate analysis of the written tests required.

(f) The state board shall adopt as a rule a score the achievement of which shall be required for the issuance of a professional certificate and certain temporary certificates.

(g) Provision shall be made for a person who does not achieve the score necessary for certification to review his completed examination and bring to the attention of the department any errors which would result in a passing score.

(h) The department and the board shall maintain confidentiality of the examination, developmental materials, and workpapers, and the examination, developmental materials, and workpapers shall be exempt from the provisions of s. 119.07(1). This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14. The board shall adopt such rules as may be necessary to accomplish this purpose.

(i) The state board shall designate the certification areas for which subject area tests shall be developed.

Section 2. This act shall take effect upon becoming law.

And the title is amended as follows:

In title, on page 1, line 8, after the semicolon (;) insert: providing that the state board shall approve a test or alternative means for demonstration of mastery of general knowledge;

On motion by Senator Myers, the rules were waived to allow the following amendment to be considered:

Senator Myers moved the following amendment which was adopted:

Amendment 2 (with Title Amendment)—On page 5, between lines 14 and 15, insert:

Section 2. Paragraph (g) of subsection (4) of section 230.2305, Florida Statutes, is amended to read:

230.2305 Prekindergarten early intervention program.—

(4) PLAN APPROVAL.—To be considered for approval, each plan, or amendment to a plan, shall be prepared according to instructions issued by the Commissioner of Education and shall include, without limitation:

(g) Information on the training and qualifications of program staff, including an assurance that all staff shall have met the following minimum requirements:

1. The minimum level of training shall be the completion of a 30-clock-hour training course planned jointly by the Department of Education and the Department of Health and Rehabilitative Services to include the following areas: state and local rules and regulations which govern child care, health, safety, and nutrition; identification and report of child abuse and neglect; child growth and development; use of developmentally appropriate early childhood curricula; and avoidance of income-based, race-based, and gender-based stereotyping.

2. When individual classrooms are staffed by certified teachers, said teachers must be certified for the appropriate grade levels pursuant to s. 231.17 and State Board of Education rules. Teachers who are not certified for the appropriate grade levels shall obtain proper certification within 2 years. However, the commissioner may make an exception on an individual basis when the requirements are not met because of serious illness, injury, or other extraordinary, extenuating circumstance.

3. When individual classrooms are staffed by noncertified teachers, there shall be a program director or lead teacher who is eligible for certification or certified for the appropriate grade levels pursuant to s. 231.17 and State Board of Education rules in regularly scheduled direct contact with each classroom. Notwithstanding the provisions of s. 231.15, such classrooms shall be staffed by at least one person who has, at a minimum, a child development associate credential (CDA) or an amount of training determined by the commissioner to be equivalent to or to exceed the minimum, such as an associate in science degree in the area of early childhood education.

4. Beginning July 1, 1993 ~~1991~~, principals and other school district administrative and supervisory personnel with direct responsibility for the program *must demonstrate knowledge of prekindergarten education programs that increase children's chances of achieving future educational success and becoming productive members of society* ~~shall have obtained or shall obtain within 3 years, at a minimum, 6 university credit hours for a special area of emphasis in preschool education or an amount of training determined by the commissioner to be equivalent.~~

To be eligible for state funding, all program plans shall include a requirement that all personnel not certified pursuant to s. 231.17 shall comply with screening requirements pursuant to ss. 231.02 and 231.1713.

(Renumber subsequent section.)

And the title is amended as follows:

In title, on page 1, line 12, after the semicolon (;) insert: amending s. 230.2305, F.S.; requiring demonstration of certain knowledge by principals and other school district administrative and supervisory personnel having direct responsibility for the program;

On motion by Senator Grant, by two-thirds vote **SB 76** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—24 Nays—15

Motion

On motion by Senator Grant, the rules were waived and **SB 76** was ordered immediately certified to the House.

SB 1896—A bill to be entitled An act relating to drivers' licenses; reviving, readopting, and amending s. 322.0601, F.S., notwithstanding repeal scheduled pursuant to s. 7 of ch. 89-112, Laws of Florida; specifying circumstances in which the Department of Highway Safety and Motor Vehicles may issue a driver's license to certain persons under a specified age; providing for the suspension of a driver's license for failure to fulfill specified requirements pertaining to educational attendance; providing for reinstatement of the license; authorizing the waiver of those requirements in certain circumstances; providing an effective date.

—was read the second time by title.

The Committee on Transportation recommended the following amendment which was moved by Senator Dyer and adopted:

Amendment 1 (with Title Amendment)—On page 5, between lines 12 and 13, insert:

Section 2. Section 322.0601, Florida Statutes, shall be repealed on January 1, 1996, and shall be reviewed by the Legislature prior to that date.

(Renumber subsequent section.)

And the title is amended as follows:

In title, on page 1, line 15, after the semicolon (;) insert: providing for future repeal and review;

On motion by Senator Dyer, by two-thirds vote **SB 1896** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39 Nays—1

Motion

On motion by Senator Dyer, the rules were waived and **SB 1896** was ordered immediately certified to the House.

CS for SB 1916—A bill to be entitled An act relating to fiduciary relations; repealing s. 518.11, F.S., and creating s. 518.111, F.S.; replacing the prudent-man standards applicable to investment and management of investments by fiduciaries with the prudent-investor standards as enunciated in the Restatement of Trusts, (3rd ed., 1990); creating s. 518.112, F.S.; providing for delegation of a fiduciary's investment functions; amending s. 660.43, F.S., pertaining to the duty of a bank, association, or trust company not to mingle its funds with any common trust fund managed by it, to clarify the provision and to delete a provision superseded by this act; creating s. 660.431, F.S., to conform common trust fund management and investment standards with the prudent-investor standards; amending s. 731.201, F.S.; redefining the term "interested person," for the purposes of certain estate proceedings, to include the trustee of a revocable, inter vivos trust; amending s. 733.212, F.S.; providing for the serving of a copy of the notice of administration on the trustee of such a trust; amending s. 733.607, F.S.; authorizing a personal representative to seek payment of the expenses of administration and certain claims of creditors from the trustee of such a trust to the extent the assets of the settlor's estate are insufficient to satisfy them; amending s. 733.617, F.S., and creating s. 733.6171, F.S.; providing for compensation of a personal representative for ordinary services, extraordinary services, and, if the personal representative is an attorney, for legal services in administering an estate; providing for compensation of the attorney of a personal repre-

sentative for services rendered in administering the decedent's estate; providing for payment of costs of a court proceeding to determine attorney's fees, including fees for expert witnesses and for the personal representative's attorney; amending s. 733.707, F.S.; providing that revocable dispositions in trust are subject to the expenses of administration of the settlor's estate and certain claims of the settlor's creditors to the extent the probate assets are insufficient to satisfy them; creating s. 737.207, F.S.; providing that a trust provision that purports to penalize any interested person for contesting the trust instrument or instituting any other proceeding relative to a trust estate or trust assets is unenforceable; amending s. 737.302, F.S., pertaining to a trustee's standard of care and performance in dealing with trust assets, to conform to this act; creating s. 737.3056, F.S.; prescribing the duty of a trustee of a revocable, inter vivos trust to pay the expenses and obligations of the settlor's estate; creating s. 737.3057, F.S.; prescribing such a trustee's duty to give notice to creditors; creating s. 737.601, F.S.; prescribing general rules of construction respecting trusts; creating s. 737.602, F.S.; prescribing rules of construction respecting references in trust instruments to adopted persons and to persons born out of wedlock; creating s. 737.603, F.S.; providing for per stirpes distribution of class gifts unless otherwise provided; creating s. 737.605, F.S.; providing that a gift of specific securities to a beneficiary entitles the beneficiary only to certain securities held by the trust estate; creating s. 737.607, F.S.; providing that a beneficiary of a trust who unlawfully kills the settlor or certain other persons is not entitled to benefits by reason of the victim's death; amending s. 737.609, F.S.; providing for costs and attorney's fees in an action challenging the proper exercise of a trustee's powers; providing an effective date.

—was read the second time by title. On motion by Senator Dudley, by two-thirds vote **CS for SB 1916** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39 Nays—None

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Local Bill Calendar for Thursday, March 18, 1993: SB 2274, SB 2276, SB 2278, SB 2280, SB 2282, SB 2284, SB 2286, SB 2288, SB 2290, SB 2292, SB 2294, SB 2296, SB 2298, SB 2300, SB 2302, SB 2304, SB 2306, SB 2308, SB 2310, SB 2312, SB 2314, SB 2316, SB 2318, SB 2320, SB 2322, SB 2324, SB 2326, SB 2328, SB 2330, SB 2332, SB 2336, SB 2338, SB 2340, SB 2342, SB 2344, SB 2346, SB 2350, SB 2356, SB 2360, SB 2364

Respectfully submitted,
Toni Jennings, Chairman

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Thursday March 18, 1993: SB 970, CS for SB 686, CS for SB 314, SB 412, CS for SB 158, CS for SB 382, CS for SB 568, CS for SB 532, CS for SB 104, CS for SB 1022, CS for SB 2046, SB 76, SB 1896, CS for SB 1916, CS for SB 198, CS for SB 336, SB 656, SB 792, CS for SB 1958, CS for SB 1980, SB 84, SB 1810, SB 1634, CS for SB 1506, CS for SB 1552, CS for SB 770, SB 674, CS for SB 282, CS for CS for SB 162, CS for SB 1212, CS for SB 1680, SB 452, CS for SB 116, CS for SB 272, SB 134, CS for SB 1106, SB 1440, SB 410, SB 1192, SB 1006, CS for SB 598, SB 1394

Respectfully submitted,
Toni Jennings, Chairman

The Committee on Commerce recommends the following pass: SB 1252

The Committee on Corrections, Probation and Parole recommends the following pass: SB 2100

The Committee on Criminal Justice recommends the following pass: SB 90 with 1 amendment, SB 712, SB 1392 with 1 amendment, SB 1602, SB 1918

The Committee on Education recommends the following pass: SB 944 with 2 amendments, SB 1008 with 2 amendments, SB 1026, SB 1214, SB 1356, SB 1514, SB 1644, SB 1762 with 1 amendment, SB 1946, SB 1974, SB 1992 with 3 amendments, SB 2168

The Committee on Governmental Operations recommends the following pass: SB 1948 with 1 amendment, SB 1970

The bills contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Professional Regulation recommends the following pass: SB 1830

The bill was referred to the Committee on Commerce under the original reference.

The Committee on Commerce recommends the following pass: HB 1993

The Committee on Community Affairs recommends the following pass: SB 544 with 1 amendment

The Committee on Corrections, Probation and Parole recommends the following pass: SB 1348

The Committee on Education recommends the following pass: SB 128 with 1 amendment

The Committee on Governmental Operations recommends the following pass: CS for SB 1962 with 4 amendments

The bills contained in the foregoing reports were referred to the Committee on Finance, Taxation and Claims under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 1786 with 2 amendments

The Committee on Education recommends the following pass: SB 1470

The bills contained in the foregoing reports were referred to the Committee on Governmental Operations under the original reference.

The Committee on Commerce recommends the following pass: SB 1068 with 1 amendment

The Committee on Criminal Justice recommends the following pass: SB 982

The bills contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Community Affairs recommends the following pass: SB 1856 with 1 amendment

The bill was referred to the Committee on Natural Resources and Conservation under the original reference.

The Committee on Executive Business, Ethics and Elections recommends the following pass: SJR 2114

The Committee on Transportation recommends the following pass: SB 2258

The bills contained in the foregoing reports were referred to the Committee on Rules and Calendar under the original reference.

The Committee on Commerce recommends the following pass: CS for SB 776, SB 1234

The Committee on Community Affairs recommends the following pass: SB 332 with 1 amendment, SB 596 with 1 amendment, SB 658 with 1 amendment, SB 1640

The Committee on Criminal Justice recommends the following pass: SB 1984

The Committee on Education recommends the following pass: SB 1144

The Committee on Governmental Operations recommends the following pass: CS for SB 146 with 2 amendments, SB 1486 with 1 amendment, SB 1750 with 1 amendment

The Committee on Professional Regulation recommends the following pass: CS for SB 548 with 1 amendment, CS for SB 1066

The bills contained in the foregoing reports were placed on the calendar.

The Committee on Education recommends the following not pass: SB 1182

The bill was laid on the table.

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 462

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: SB 1824

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1714

The Committee on Education recommends committee substitutes for the following: SB 1582, SB 1710

The Committee on Governmental Operations recommends a committee substitute for the following: SB 1476

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 536

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Professional Regulation recommends a committee substitute for the following: SB 1998

The bill with committee substitute attached was referred to the Committee on Community Affairs under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 1442

The Committee on Corrections, Probation and Parole recommends a committee substitute for the following: Senate Bills 904, 1882 and 650

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Criminal Justice under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 1606

The Committee on Natural Resources and Conservation recommends a committee substitute for the following: SB 1904

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Finance, Taxation and Claims under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 1694

The Committee on Education recommends a committee substitute for the following: SB 546

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Governmental Operations under the original reference.

The Committee on Education recommends a committee substitute for the following: SB 1550

The Committee on Health Care recommends a committee substitute for the following: SB 1018

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Health and Rehabilitative Services under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 1166

The bill with committee substitute attached was referred to the Committee on Natural Resources and Conservation under the original reference.

The Committee on Appropriations recommends a committee substitute for the following: CS for SB 42

The bill with committee substitute attached was placed on the calendar.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Education recommends that the Senate confirm the appointment made by the Governor of Welton H. Watson, as a member of the Board of Regents, to serve at the pleasure of the Governor.

The appointment contained in the foregoing report was referred to the Committee on Executive Business, Ethics and Elections under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Kirkpatrick—

SB 2376—A bill to be entitled An act relating to Alachua County; amending s. 3, ch. 90-496, Laws of Florida, as amended; prescribing the effect of other laws on the annexation and contraction methods provided in the Alachua County Boundary Adjustment Act; amending s. 8, ch. 90-496, Laws of Florida; requiring a referendum in an area proposed to be annexed; changing the time within which a referendum may be held; providing that, on a tie vote in the referendum, the area is not annexed; amending s. 10, ch. 90-496, Laws of Florida, as amended; providing that a municipality need not give itself notice when it is the owner or prospective owner of property being voluntarily annexed; prescribing additional requirements with respect to ordinances of voluntary annexation; amending s. 11, ch. 90-496, Laws of Florida; providing procedures for appeals of annexation or contraction ordinances; prescribing remedies; providing for attorney's fees; amending s. 14, ch. 90-496, Laws of Florida; providing that, on a tie vote in a deannexation referendum, an area proposed for deannexation is not deannexed; providing severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Community Affairs; and Rules and Calendar.

By Senator Dudley—

SB 2378—A bill to be entitled An act relating to Lee County; prohibiting the taking of saltwater fish, except by hook and line, handheld cast net, or use of five or fewer blue crab traps, from specified manmade canals and waterways within the county; providing a penalty; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senators Thomas and Burt—

SB 2380—A bill to be entitled An act relating to insurance; creating s. 626.7455, F.S.; requiring adoption of rules specifying standards of conduct for managing general agents in specified circumstances; amending s. 627.351, F.S.; revising provisions relating to eligibility for coverage under the windstorm insurance risk apportionment plan and the Residential Property and Casualty Joint Underwriting Association; creating s. 627.7015, F.S.; requiring offers of replacement cost coverage and law and ordinance coverage in connection with issuance or renewal of homeowners' insurance policies; creating s. 627.7017, F.S.; requiring an insurer to verify contractors' licensure status in specified circumstances; creating s. 627.7019, F.S.; requiring insurers to make available specified coverage for loss to exterior paint; amending s. 627.707, F.S.; saving provisions relating to investigation of sinkhole losses from scheduled repeal; prohibiting non-renewals of property insurance policies in specified circumstances; amending s. 631.57, F.S.; specifying obligations of the Florida Insurance Guaranty Association with respect to homeowner's association policies; creating s. 553.801, F.S.; providing a penalty for preparing or signing certain building inspection reports under certain circumstances; creating s. 627.352, F.S.; creating the Florida Hurricane Property Fund Act; creating the fund; providing for a board of directors; providing duties; providing for a plan of operation; providing effective dates.

—was referred to the Committees on Commerce and Appropriations.

By Senator Hargrett—

SB 2382—A bill to be entitled An act relating to economic development; creating s. 288.046, F.S.; providing legislative intent; creating s. 288.047, F.S.; creating the Quick-Response Training Program to be administered by the Department of Commerce in conjunction with the Department of Education; providing responsibilities; creating a Quick-Response Advisory Committee to assist in the administration of the program; providing for membership; providing for appointment; providing for duties; providing for allocation of funds; providing for written agreements; providing authority to accept certain grants and donations; providing for the procurement and maintenance of equipment; providing certain public records exemptions and for future review and repeal thereof; providing for the establishment of Enterprise Florida Innovation Partnership, Inc.; providing legislative intent and definitions; providing for a board of governors and appointment; providing for a nominating committee, for terms, for a chair, a president and staff, an executive committee, for meetings, for a quorum, for expenses; providing functions, duties, and responsibilities; providing for a report; providing for information-gathering with the State University System; providing for a report; providing for audits and for confidentiality; providing for immunity from personal liability; amending s. 120.54, F.S., relating to rulemaking; requiring that a state agency prepare an economic impact statement upon the written request of the Division of Economic Development of the Department of Commerce; deleting certain rulemaking requirements relating to small businesses; amending s. 288.025, F.S., relating to the duties of the Division of International Trade and Development of the Department of Commerce; providing an exemption from the service fee imposed under s. 215.20, F.S.; amending s. 288.063, F.S., relating to contracts for transportation projects of the Division of Economic Development of the Department of Commerce; deleting some obsolete dates; providing for the transfer of funds upon the commencement of the construction of the transportation project; providing for certain rules; providing an additional requirement in selecting projects; providing for monitoring of construction of the transportation project; amending s. 288.701, F.S.; revising and adding to the duties of the Division of Economic Development of the Department of Commerce; amending s. 288.703, F.S.; revising the definition of the term "ombudsman" for purposes of the duties of the Division of Economic Development; repealing s. 29, ch. 92-136, Laws of Florida, relating to the Sunshine State Skills Program; repealing s. 31, ch. 91-136, Laws of Florida, relating to the industry services training program; providing an effective date.

—was referred to the Committees on International Trade, Economic Development and Tourism; and Appropriations.

SM 2384 was introduced out of order and adopted March 16.

By Senator Dudley—

SB 2386—A bill to be entitled An act relating to Lee County; amending ch. 76-411, Laws of Florida, as amended; expanding the boundaries of the San Carlos Park Fire Protection and Rescue Service District; providing for a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Appropriations; Personnel, Retirement and Collective Bargaining; and Senators Childers and Wexler—

CS for CS for SB 42—A bill to be entitled An act relating to public pension or retirement benefits and subsidies; amending s. 20.13, F.S., relating to the structure of the Department of Insurance, to delete duties of the Division of Benefits that are assigned or eliminated by this act; amending s. 112.363, F.S.; increasing the employer contribution rate to fund the retiree health insurance subsidy; providing legislative intent with respect to governmental retirement systems; amending s. 121.021, F.S.; conforming the definition of the term "covered group" as used with respect to the Florida Retirement System to a change in terminology made by this act; amending ss. 121.052, 121.055, 121.071, 121.40, F.S.; revising contribution rates applicable to members of the Elected State and County Officers' Class, the Senior Management Service Class, and the Regular, Special Risk, and Special Risk Administrative Support Classes of the Florida Retirement System and the contribution rate applicable to the supplemental retirement plan for the Institute of Food and Agricultural Sciences of the University of Florida; amending s. 121.091, F.S.; revising death benefit provisions under the Florida Retirement System to provide for reinstatement of benefits to a surviving spouse whose benefit terminated due to remarriage; amending s. 121.122, F.S., relating to renewed membership to correct a reference; amending ss. 175.021, 175.032, 175.041, 175.061, 175.071, 175.081, 175.091, 175.101, 175.111, 175.121, 175.122, 175.131, 175.141, 175.152, 175.162, 175.191, 175.201, 175.211, 175.251, 175.261, 175.291, 175.301, 175.311, 175.321, 175.341, 175.351, 175.361, 175.401, 185.02, 185.05, 185.09, 185.10, 185.221, 185.23, 185.35, 185.37, and 185.50, F.S., relating to municipal firefighters' and police officers' pension or retirement plans and retiree health insurance subsidies; transferring certain powers, duties, and functions of the Department of Insurance respecting those plans and subsidies to the Department of Management Services and assigning them to the Division of Retirement; providing for transfer of related records, personnel, property, and funds; providing for continuation of certain existing rules; abolishing the Bureau of Municipal Police Officers' and Firefighters' Pension Funds of the Division of Benefits of the Department of Insurance; eliminating certain reports to the Department of Banking and Finance; specifying certain duties of the Department of Revenue; providing for disposition of premium tax moneys collected under chs. 175 and 185, F.S.; providing for annual appropriation of such moneys; providing for investment of such moneys by the Insurance Commissioner and Treasurer; providing for payment of certain administrative expenses of the Division of Retirement and the Department of Insurance; providing legislative intent that firefighters employed by special fire control districts should be entitled to the retirement benefits available to municipal firefighters under ch. 175, F.S.; providing for pension funds, retirement benefits, and retiree health insurance subsidies for firefighters employed by special fire control districts, which funds, benefits, and subsidies are subject to the same statutory requirements as pension funds and retirement benefits for municipal firefighters; clarifying that undistributed funds are annually transferred to support the firefighters' supplemental compensation program; providing for redistribution of certain surplus funds; conforming the provisions of chs. 175 and 185, F.S., to this act; conforming cross-references, deleting obsolete provisions, and revising terminology to improve clarity; repealing s. 185.24, F.S., relating to annual appropriations for administrative expenses, which section is superseded by this act; amending s. 624.520, F.S., relating to preemption by the state of insurer premium taxes, to conform; amending s. 633.382, F.S., relating to the Firefighters Supplemental Compensation Trust Fund; providing for

curing of deficits; providing for redistribution of certain funds; providing legislative intent with respect to other acts affecting contribution rates; providing that annual license taxes on insurers be credited to the Insurance Commissioner's Regulatory Trust Fund; providing an effective date.

By the Committees on Community Affairs; Natural Resources and Conservation; and Senator Dyer—

CS for CS for SB 462—A bill to be entitled An act relating to incineration of solid waste; providing requirements for review of new waste-to-energy facility capacity by the Department of Environmental Regulation; providing a more stringent permitting and certification process for certain incinerator facilities; requiring the department to fund a pilot project to evaluate the effectiveness of efforts to reduce emissions from waste-to-energy facilities; providing for a report to the Department of Environmental Regulation; providing an appropriation; repealing s. 403.7225(5), (15), F.S.; repealing the prohibition against a county amending its comprehensive plan or rezoning property to prevent areas from being designated for storing hazardous waste; repealing the prohibition against local laws, ordinances, or rules regulating hazardous waste which are more stringent than certain rules of the Department of Environmental Regulation; amending ss. 403.7226, 403.7234, F.S.; conforming cross-references to subdivisions of s. 403.7225, F.S.; creating s. 403.7895, F.S.; providing legislative intent relating to hazardous waste management; establishing additional permitting criteria for hazardous waste incinerators; providing for a hazardous waste needs and capacity study; providing an appropriation; providing for a certificate of need; amending s. 403.7215, F.S.; increasing the gross receipts tax on commercial hazardous waste facilities; providing an effective date.

By the Committee on Health and Rehabilitative Services; and Senator Forman—

CS for SB 536—A bill to be entitled An act relating to juveniles; amending s. 39.025, F.S., relating to juvenile delinquency and gang prevention; replacing juvenile delinquency and gang prevention councils with county and district juvenile justice plans, councils, and boards; providing legislative findings and intent; revising and providing definitions; providing for county juvenile justice councils, and providing for district juvenile justice boards, and providing for membership, organization, purpose, duties, and reporting; deleting provisions relating to grant application procedures and providing criteria for community juvenile justice partnership grants; amending s. 874.03, F.S.; redefining the term "pattern of youth and street gang activity" to eliminate "the purpose of furthering gang activity" for purposes of ch. 874, F.S., which increases the penalty for a felony or violent misdemeanor that is part of a pattern of youth and street gang activity, which provides a civil cause of action for a violation of the chapter, which provides for forfeiture of profits, proceeds, or instrumentalities of criminal activity of youth and street gangs, and which provides for reporting certain crime information; creating s. 39.0475, F.S.; authorizing a delinquency pretrial intervention program for limited purposes under certain circumstances; providing procedure; providing effective dates.

By the Committee on Education and Senator Holzendorf—

CS for SB 546—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; exempting certain information relating to district school employees and their families from disclosure; specifying need for exemption; providing an effective date.

By the Committee on Corrections, Probation and Parole; and Senators Burt and Jones—

CS for SB's 904, 1882 and 650—A bill to be entitled An act relating to corrections; amending s. 775.084, F.S.; deleting the exemption from consideration for parole and control release provided for persons sentenced as habitual felony offenders; amending s. 893.13, F.S.; revising certain prohibited acts with respect to possessing controlled substances in the vicinity of a school; deleting the exemption from consideration for parole and control release provided for persons convicted of such a crime; amending s. 947.146, F.S.; providing that an inmate may not receive control release award allotments before he is statutorily eligible for control

release or before the date his advanceable control release date is established; providing for certain persons convicted of drug trafficking offenses and sentenced to less than a specified term of imprisonment to be eligible for control release; providing for certain persons sentenced as habitual felony offenders to be eligible for control release; excluding certain persons from control release consideration; providing for future abrogation of certain amendments to s. 947.146, F.S.; increasing the threshold capacity of the correctional system above which inmates will be given control release; providing that certain offenders who are eligible for control release may be released into supervision; providing for critical depletion transfers of certain offenders; providing for the expiration of such provisions; providing for the emergency release of prisoners; increasing the threshold capacity of the correctional system above which inmates will be granted emergency release; providing emergency control release dates for certain parole ineligible inmates; requiring the Control Release Authority to develop uniform procedures for awarding control release to certain habitual offenders; creating s. 921.0017, F.S.; requiring the court to order credit for time served without considering gain-time earned for certain recommitted offenders; repealing s. 944.277, F.S., relating to provisional release credits; repealing s. 944.598, F.S., relating to the emergency release of inmates; providing effective dates.

By the Committee on Health Care and Senators Thomas, Jenne, Kirkpatrick and McKay—

CS for SB 1018—A bill to be entitled An act relating to rural health care; amending s. 240.4067, F.S., relating to the medical education reimbursement and loan repayment program; providing for penalties for non-compliance; deleting a 3-year limit on payment period; amending s. 240.4075, F.S.; adding birth centers to the list of eligible employing institutions for the nursing student loan forgiveness program; amending s. 381.0302, F.S.; providing additional membership in the Florida Health Services Corps; authorizing the Department of Health and Rehabilitative Services to provide certain financial assistance to primary care medical residents, physician assistants, and nurse practitioners; requiring membership in the corps for persons who receive specified educational expense assistance; requiring corps members to enroll in Medicaid; authorizing use of certain appropriated funds as federal matching funds; creating s. 381.0406, F.S., relating to rural health networks; providing legislative findings and intent; providing definitions; providing for organization, administration, and nonprofit corporate status; specifying services to be provided; requiring participation of certain trauma agencies; providing for public and private financing; providing for phased-in implementation; specifying responsibilities of the agency and the State Health Office relating to establishment and certification of rural health networks; providing for rules; amending s. 395.1055, F.S.; providing for separate standards for statutory rural hospitals; creating s. 395.606, F.S., relating to rural health network cooperative agreements; providing legislative intent with respect to antitrust laws; specifying conditions under which health care providers who are members of rural health networks may consolidate services or enter into cooperative agreements; requiring approval and oversight by the Agency for Health Care Administration; providing for administrative and judicial review; amending s. 408.036, F.S.; providing an exemption from certificate-of-need review; amending s. 408.043, F.S.; providing a preference in the award of certificate of need for members of certified rural health networks; amending s. 409.905, F.S.; providing for Medicaid nursing facility services for recipients in rural hospitals; creating s. 409.9116, F.S.; creating a disproportionate share program for rural hospitals; establishing a funding formula; providing for creation of a rural hospital financial assistance program under certain circumstances; specifying requirements for participation; amending s. 768.28, F.S.; correcting a cross-reference; directing the Agency for Health Care Administration to establish a work group to examine personnel licensing and training issues relating to rural hospitals; providing membership; requiring a report; providing appropriations; providing an effective date.

By the Committee on Community Affairs and Senator Kiser—

CS for SB 1166—A bill to be entitled An act relating to planning and growth management; amending s. 163.3161, F.S.; providing additional legislative intent with respect to the Local Government Comprehensive Planning and Land Development Regulation Act; amending s. 163.3164, F.S.; providing definitions; amending ss. 186.515 and 369.303, F.S.; correcting references; amending s. 163.3167, F.S.; providing that local gov-

ernments are encouraged to articulate a vision of the future of their communities as part of their comprehensive plans; amending s. 163.3177, F.S.; revising requirements relating to the housing element of comprehensive plans; providing for affordable housing needs assessments; revising requirements relating to the intergovernmental coordination element; providing additional requirements for that element and providing for implementation; providing duties of the state land planning agency; requiring a transportation element for certain local governments and providing requirements with respect thereto; specifying financial incentives available to local governments that adopt an economic element; providing duties of the agency regarding land use issues in the vicinity of airports; encouraging certain local governments to adopt hazard mitigation/post-disaster redevelopment plans and providing for grants to assist in developing these plans; requiring certain rules to be submitted to the Legislature; amending s. 163.3178, F.S.; revising requirements relating to the coastal management element; providing requirements relating to disposal sites for dredged materials; creating s. 163.3180, F.S.; specifying the facilities and services subject to the concurrency requirement on a statewide basis and providing requirements with respect thereto; authorizing local governments to extend the requirement to other facilities; restricting establishment of binding level of service standards by certain governmental entities; specifying application of concurrency requirements to public facilities; providing for granting exceptions to the transportation concurrency requirement; providing for guidelines for granting those exceptions; defining a de minimis impact and providing for methodologies that encourage such an impact; providing for designating transportation concurrency management areas; providing for assessing the transportation impacts of certain proposed urban redevelopment; providing for adopting long-term transportation concurrency management systems as part of the local plan; providing guidelines for level-of-service standards; providing for a local government to allow a landowner to develop his land, despite a failure to satisfy transportation concurrency, as specified; amending s. 163.3184, F.S., which provides the process for adoption of comprehensive plans or plan amendments; revising requirements relating to transmittal of proposed plans or amendments by local governments, and state land planning agency, intergovernmental, and regional and county review; revising restrictions on the state land planning agency's authority to find a plan or plan amendment not in compliance; providing for disposition of funds withheld as a sanction for noncompliance; limiting imposition of sanctions; amending s. 163.3187, F.S.; providing requirements for amendment of comprehensive plans; amending s. 163.3189, F.S.; specifying the procedure for amendment of a plan which has been found to be in compliance; amending s. 163.3191, F.S.; providing additional requirements regarding periodic evaluation and appraisal reports and related plan amendments; revising times for submission of reports; providing for sufficiency reviews; authorizing delegation of review of reports to regional planning councils; providing conditions for imposition of sanctions; authorizing certain local governments to focus planning resources on selected issues when updating their plans and providing requirements with respect thereto; providing for incorporation of interagency hazard mitigation reports; amending s. 163.3202, F.S.; providing requirements relating to land development regulations which implement certain requirements of the intergovernmental coordination element; amending s. 171.031, F.S.; defining "enclave"; amending s. 171.0413, F.S.; revising provisions relating to annexation; amending procedures relating to a referendum on annexation; amending s. 171.062, F.S.; amending provisions specifying the continuing applicability of county regulations to an area annexed by a municipality; creating s. 171.046, F.S.; providing for municipal annexation of enclaves; amending s. 186.002, F.S.; providing findings and intent relating to state planning; amending s. 186.003, F.S.; providing definitions; amending s. 186.004, F.S.; revising provisions relating to the Governor's duties as chief planning officer; authorizing creation of a State Planning Board; amending s. 186.007, F.S.; including objectives within the state comprehensive plan; providing requirements for revision of the plan; amending s. 186.008, F.S.; designating the plan as the state planning document and providing for biennial revision; creating s. 186.009, F.S.; directing the Executive Office of the Governor to prepare a strategic growth and development plan; providing for review by the Administration Commission and adoption by the Legislature; providing for revision of the plan; amending ss. 186.021 and 186.022, F.S.; specifying the relationship of state agency strategic plans and the strategic growth and development plan; amending s. 186.502, F.S.; providing findings regarding regional planning councils; amending s. 186.503, F.S.; providing definitions; amending s. 186.504, F.S.; revising provisions relating to membership of the councils; amending s. 186.505, F.S.; providing additional powers of the councils; amending s. 186.506, F.S.; providing for revision of the boundaries of comprehensive planning districts; amending s.

186.507, F.S.; providing for strategic regional policy plans to be adopted by the councils and providing requirements with respect thereto; providing status of standards included therein; limiting establishment of binding level of service standards by the councils; amending s. 408.033, F.S., to conform; amending s. 186.508, F.S.; providing requirements for plan adoption; amending s. 186.509, F.S.; directing each council to establish a dispute resolution process; amending s. 419.001, F.S., to conform; amending s. 186.511, F.S.; providing requirements for evaluation of plans; repealing s. 1(3), ch. 92-182, Laws of Florida, which provides for review and repeal of the Florida Regional Planning Council Act; amending s. 193.501, F.S.; revising provisions that provide for assessment of environmentally endangered land or land used for outdoor recreational or park purposes when land development rights have been conveyed or conservation restrictions covenanted; including land for which a conservation easement is conveyed; authorizing conveyance to or covenant with any public agency or a charitable corporation or trust; revising provisions relating to conveyance of development rights; amending s. 201.15, F.S.; revising amounts of taxes collected under ch. 201, F.S., that must be transferred to the Land Acquisition Trust Fund; creating s. 206.606, F.S.; providing for an additional transportation concurrency tax on motor fuel; providing for distribution of the proceeds; amending s. 206.45, F.S., to conform; amending s. 207.026, F.S.; including the distribution provided for the transportation concurrency tax in provisions specifying allocation of the tax on the operation of commercial motor vehicles; amending s. 206.87, F.S.; increasing the tax on special fuel; amending s. 206.875, F.S.; providing for distribution of the proceeds; amending s. 206.879, F.S., relating to distribution of the state alternative fuel fees, to conform; amending s. 212.055, F.S.; authorizing levy of the local government infrastructure surtax by extraordinary vote of the county governing authority; removing the limitation on holding a referendum on the surtax; amending s. 235.193, F.S.; providing a procedure for resolving disputes relating to school siting; creating s. 240.155, F.S.; requiring the Board of Regents to prepare a campus master plan for each institution under its jurisdiction; prescribing requirements for the plans; providing for amendment of the plans; requiring the Board of Regents to enter into campus development agreements with units of local government within which universities are located or which are affected by the universities; prescribing requirements for the agreements; specifying responsibility for costs of certain improvements; providing for amendment of the agreements; providing for resolution of disputes; providing relationship to other comprehensive planning requirements; providing for use of funds appropriated for campus construction projects; amending s. 253.023, F.S.; providing additional purposes for which lands may be acquired with moneys in the Conservation and Recreation Lands Trust Fund; amending s. 259.035, F.S.; providing additional duties of the Land Acquisition Advisory Council; amending s. 259.101, F.S.; revising legislative intent regarding issuance of bonds to implement the Florida Preservation 2000 Act; providing additional criteria for acquisition of coastal lands under the act; amending s. 288.063, F.S.; providing for preference in Division of Economic Development transportation project contracts to local governments that have adopted an economic element as part of their comprehensive plans; amending s. 336.021, F.S.; removing the referendum requirement for levy of the ninth-cent gas tax and authorizing levy by extraordinary vote of the county governing body; amending s. 339.155, F.S.; directing the Departments of Transportation and Community Affairs to develop a model Transportation Corridor Protection Ordinance and recommend guidelines regarding land use near airports; amending s. 339.175, F.S.; providing for development of certain long-range and joint plans by metropolitan planning organizations; amending s. 380.045, F.S.; revising provisions relating to resource planning and management committees and their duties; amending s. 380.05, F.S.; revising requirements relating to the state land planning agency's recommendations regarding areas of critical state concern; revising requirements regarding the rule designating such an area; providing additional requirements for repeal of a rule; providing duties of state agencies with rulemaking authority for programs that affect such areas; amending s. 380.0555, F.S.; revising the Apalachicola Bay Area Protection Act; providing procedures for removal of parts of the area from designation as an area of critical state concern; amending s. 380.06, F.S., relating to developments of regional impact; providing for increases in statewide guidelines and standards applicable to certain areas in jurisdictions whose comprehensive plans are in compliance; revising conditions under which a developer may request a determination from the state land planning agency; providing circumstances in which changes do not divest certain vested rights; providing for expedited review; limiting requests for additional information by the regional planning agency under certain conditions; specifying time limits for holding a public hearing under certain conditions; revising requirements relating

to the regional planning agency's report and recommendations; providing requirements for adoption of rules by the state land planning agency and eliminating adoption of rules by regional planning agencies; providing for termination of the development-of-regional-impact program in certain jurisdictions; authorizing continued participation by certain local governments; amending s. 380.061, F.S.; restricting Florida Quality Developments to jurisdictions where the development-of-regional-impact program has not been terminated; amending s. 380.07, F.S.; revising duties of regional planning agencies regarding appeals to the Florida Land and Water Adjudicatory Commission; providing for appeal of development orders in jurisdictions that have terminated development-of-regional-impact review; amending s. 380.11, F.S.; providing for judicial and administrative remedies with respect to projects that would have been required to undergo development-of-regional-impact review but for termination of such review; amending s. 380.205, F.S.; defining "coastal zone"; amending s. 380.21, F.S.; providing legislative intent regarding acquisition of coastal lands; amending s. 380.22, F.S.; providing duties of the Department of Community Affairs regarding such acquisition; providing criteria; amending s. 380.31, F.S.; revising membership of the Coastal Resources Interagency Management Committee and providing for an executive committee thereof; amending s. 380.32, F.S.; providing additional duties of the Coastal Resources Interagency Management Committee; amending s. 380.502, F.S.; revising intent regarding duties of the Florida Communities Trust; amending s. 259.101, F.S., the Florida Preservation 2000 Act; providing purposes of the Florida Communities Trust program; providing a deadline for identifying a funding source; deleting obsolete language; providing purposes for which Preservation 2000 funds may be spent; amending s. 380.503, F.S.; providing definitions; amending ss. 380.504, 380.505, F.S., relating to the Florida Communities Trust; revising the membership of the governing body of the trust; deleting obsolete language; providing for gubernatorial appointments; providing requirements for a quorum; amending s. 380.507, F.S.; revising powers of the trust; amending s. 380.508, F.S.; providing criteria for the project-application process; amending s. 380.510, F.S.; revising provisions to the reversion of title to land for certain violations; repealing s. 380.509 and s. 380.512(6), F.S., relating to duties and activities pertaining to the trust which have already been performed; amending s. 380.511, F.S.; providing additional authorized expenditures from the Florida Communities Trust Fund; amending s. 403.0891, F.S.; directing the Departments of Environmental Regulation and Community Affairs to develop a model stormwater management program; amending s. 704.06, F.S.; revising the definition of "conservation easement"; revising the types of charitable corporations or trusts that may acquire such easements; specifying that recording an easement entitles the owner to revaluation of the property; providing for the enforcement of rights held by the holder of an easement; relieving the holder of potential liability, as specified; amending s. 823.14, F.S.; providing an additional condition under which a farm operation does not become a nuisance; directing the state land planning agency to make certain recommendations regarding the development-of-regional-impact program; directing the Governor to establish a task force to make recommendations regarding the relationship between water and land planning; directing the Coastal Resources Interagency Management Committee to study and prepare recommendations on coastal management funding and to report to the Governor and the Legislature; directing the state land planning agency to study the cost to local governments of certain amendments contained in the act and make recommendations with respect thereto; requiring reports; directing that changes in terminology in the Florida Statutes be made; providing effective dates.

By the Committee on Community Affairs and Senator Dyer—

CS for SB 1442—A bill to be entitled An act relating to municipalities; authorizing municipalities to enforce ordinances and prescribe penalties for violations of municipal ordinances; prescribing limitations; providing an effective date.

By the Committee on Governmental Operations and Senator Grogan—

CS for SB 1476—A bill to be entitled An act relating to state contracts; creating s. 287.013, F.S.; requiring the disclosure of certain information; creating s. 287.074, F.S.; providing requirements pertaining to contracts for information technology resources; providing exemptions from certain requirements; providing an effective date.

By the Committee on Education and Senator Kirkpatrick—

CS for SB 1550—A bill to be entitled An act relating to funding of services for children and families; providing legislative intent; requiring the Governor to designate a Task Force for maximization of federal funding participation; requiring a report; authorizing simulated matching programs; establishing criteria and procedures; requiring each state agency that receives federal funds to be matched by the agency to set guidelines and standards for submitting claims for federal reimbursement; requiring that the Department of Health and Rehabilitative Services establish certain procedures; providing an effective date.

By the Committee on Education and Senator Kirkpatrick—

CS for SB 1582—A bill to be entitled An act relating to education; amending s. 229.591, F.S.; revising a goal of Florida's system of school improvement and education accountability; amending s. 229.592, F.S., relating to implementation of the system of school improvement and education accountability; providing for annual school reports; requiring related administrative rules; providing for waiver of additional statutes for district school boards; providing method for meeting graduation requirements; providing duties of the Commissioner of Education; providing an effective date.

By the Committees on Community Affairs; International Trade, Economic Development and Tourism; and Senators Williams, Kirkpatrick, Thomas, Sullivan, Jenne, Grant, Bankhead, Dyer and Hargrett—

CS for CS for SB 1606—A bill to be entitled An act relating to jobs siting; creating part IX of chapter 403, F.S.; creating the Florida Jobs Siting Act; providing legislative intent; providing definitions; providing for eligibility criteria for projects under the act; providing for the powers and duties of the Department of Commerce; providing for the powers and duties of the Department of Environmental Regulation; providing for applicability and certification; providing for the application process; providing for the determination of completeness and sufficiency; providing for an initial public meeting; providing for the assignment of a hearing officer; providing for statements of issues and reports and for written analysis; providing for comprehensive plan amendments; providing for certification hearing, cancellation, and parties; providing for the final disposition of application; providing for the alteration of time limits; providing for superseded laws, regulations, and certification power; providing for the effect of certification; providing for notice and costs of proceeding; providing for review; providing for compliance and enforcement; providing for revocation of certification; providing for availability of information; providing for modification of certification; providing for fees and the disposition of fees; repealing s. 288.501-288.518, F.S.; providing an effective date.

By the Committees on Criminal Justice and Transportation and Senator Diaz-Balart—

CS for CS for SB 1694—A bill to be entitled An act relating to DUI programs; amending s. 316.193, F.S.; providing for attendance at a substance abuse course licensed by the department; revising reporting requirements; amending s. 322.095, F.S., requiring instructor certification and monitoring by the department; authorizing driver improvement schools to offer the traffic law and substance abuse education courses; requiring an independent evaluation of course effectiveness to the Legislature by October 1, 2000; requiring financial audits of providers at their expense; amending s. 322.271, F.S., providing for additional duties of the department relating to regulation of DUI programs; creating s. 322.292, F.S., providing for the regulation of DUI programs by the department; providing powers and duties; authorizing existing DUI programs until relicensure by the department; creating s. 322.293, F.S., transferring the DUI Programs Coordination Office; providing for an assessment against persons enrolled in DUI programs; providing for disposition of fees; repealing s. 25.387, F.S., which creates the DUI Programs Coordination Trust Fund and provides for assessments and for disposition of proceeds; providing an effective date.

By the Committee on Education and Senators Weinstein and Forman—

CS for SB 1710—A bill to be entitled An act relating to nonpublic postsecondary institutions; amending s. 246.203, F.S.; revising a definition relating to independent postsecondary vocational, technical, trade, and business schools; amending s. 246.207, F.S.; providing additional duties of the State Board of Independent Postsecondary Vocational, Technical, Trade, and Business Schools; providing additional requirements for a student financial program; providing for assessment of fees; amending s. 246.220, F.S.; requiring surety bonds or insurance for certain purposes; creating s. 246.222, F.S.; providing for school administrator training and qualification; creating s. 246.2235, F.S.; providing requirements for closing of schools; providing penalties; providing for denial of application for a school license; repealing s. 246.217(6), F.S., relating to the conveying of records; requiring the Postsecondary Education Commission to review the State Board of Independent Postsecondary Vocational, Technical, Trade, and Business Schools; providing effective dates.

By the Committee on Criminal Justice and Senators Boczar, Grogan, Meadows and Forman—

CS for SB 1714—A bill to be entitled An act relating to disruption of lawful activity; creating s. 870.08, F.S.; providing criminal acts and penalties for disruption of certain lawful activities relating to medical facilities; providing enhanced penalties for repeat offenders; providing the right of self-defense; providing that this section supplements other statutes; providing an effective date.

By the Committee on Corrections, Probation and Parole; and Senator Wexler—

CS for SB 1824—A bill to be entitled An act relating to sentencing, excluding capital felonies; creating the "Safe Streets Initiative of 1993"; providing legislative intent; amending s. 777.04, F.S., relating to criminal attempts, criminal solicitation, and criminal conspiracy, to conform to the sentencing guidelines revision; amending s. 921.001, F.S.; providing the purpose of and additional requirements for the sentencing guidelines that are recommended to the Supreme Court by the Sentencing Commission; requiring the commission, with the Department of Corrections, to estimate rates of incarceration in the state correctional system and make funding and other recommendations to the Legislature; deleting obsolete provisions pertaining to alternative sentencing guideline recommendations; providing that a departure sentence must be within any relevant statutory maximum sentence; amending ss. 924.06, 924.07, and 958.04, F.S., relating to appeal by defendant, appeal by the state, and judicial disposition of youthful offenders, to conform; providing an additional circumstance under which the state may appeal certain orders to dismiss; creating s. 921.0011, F.S.; providing definitions; creating s. 921.0012, F.S.; providing sentencing guidelines offense levels based on severity rankings for specified crimes, including drug trafficking; providing a victim injury multiplier for second degree murder; providing multipliers for drug trafficking, habitual offender, and Law Enforcement Protection Act violation; providing additional points for possession of a firearm or destructive device, and providing for scoring criminal attempt, solicitation, or conspiracy; creating s. 921.0013, F.S.; providing requirements for ranking unlisted felony offenses; creating s. 921.0014, F.S.; providing sentencing guidelines worksheet computations; creating s. 921.0016, F.S.; providing nonexclusive aggravating and mitigating circumstances supporting departure by increasing or decreasing the length of the guidelines sentence; creating s. 921.0017, F.S.; providing for credit for time served upon recommitment of offender serving split sentence; providing requirements for the Department of Corrections, the Sentencing Commission, and the Supreme Court in adopting and implementing revised sentencing guidelines; amending ss. 775.0823, 775.087, 775.0875, 784.08, 790.161, 790.165, 790.221, 893.13, 893.135, 893.20, F.S., relating to violent offenses committed against certain law enforcement officials, possession of a firearm or destructive device, unlawful taking of a law enforcement officer's firearm, assault or battery on persons 65 years of age or older, unlawful activities involving destructive devices, planting of hoax bombs, unlawful possession of certain guns, controlled substances violations, trafficking violations, and continuing criminal enterprise; deleting provisions relating to mandatory minimum sentences and certain release, to conform to the sentencing guidelines revision; requiring an offender who commits robbery

with a firearm to serve a specified sentence length; amending s. 944.275, F.S.; prohibiting the granting of basic gain-time for offenses committed after a specified date; amending s. 775.084, F.S.; deleting the exemption from consideration for parole and control release provided for persons sentenced as habitual felony offenders; providing certain exceptions; providing circumstances under which a felony is a prior felony; providing that references to s. 775.084, F.S., are general references for purposes of incorporating that section by reference; amending s. 893.13, F.S.; deleting the exemption from consideration for parole and control release provided for persons convicted of possessing controlled substances in the vicinity of a school; amending s. 947.146, F.S.; providing for certain persons convicted of drug trafficking offenses and sentenced to less than a specified term of imprisonment to be eligible for control release; providing for certain persons sentenced as habitual felony offenders to be eligible for control release; increasing the threshold capacity of the correctional system above which inmates will be given control release; limiting the award of control release to persons convicted of DUI manslaughter and sentenced as habitual offenders; providing circumstances under which the Control Release Authority may establish emergency control release dates for certain inmates; prohibiting the award of control release to certain persons convicted of certain offenses in levels 7, 8, and 9; providing for future abrogation of certain amendments to s. 947.146, F.S.; providing for certain offenders who are eligible for control release to be released into supervision; providing for critical depletion transfers of certain offenders; providing for the expiration of such provisions; requiring the development of uniform procedures for awarding control release credits to habitual felony offenders; requiring the state attorneys to adopt criterion to be used in determining an offender's eligibility for sentencing as a habitual offender or a habitual violent felony offender; directing the Inspector General of the Department of Corrections to determine the maximum monthly average of sentenced felony offenders for each county; providing that the sentenced felony offenders incarcerated in each county's jail facilities shall not exceed such average, adjusted for growth; repealing s. 944.277, F.S., relating to provisional release credits; repealing s. 944.598, F.S., relating to the emergency release of inmates; providing effective dates; providing that certain sections of the act do not take effect unless the Legislature enacts legislation providing revenue for a specified number of prison beds or alternative beds; providing that failure to enact legislation to fund such beds in future years will result in repeal of specified laws, as amended by this act; requiring changes enacted by subsequent legislatures to the sentencing guidelines offense levels to provide for certain reclassifications.

By the Committee on Natural Resources and Conservation; and Senator Dantzler—

CS for SB 1904—A bill to be entitled An act relating to the advance disposal fee on beverage and other containers; amending s. 403.7197, F.S., relating to the advance disposal fee program; revising legislative findings; providing definitions; requiring that the Department of Environmental Regulation consider proposals for designating additional containers to be subject to the advance disposal fee; requiring the department to determine the recycling rates of types of containers; providing for the imposition, in 1995, of an advance disposal fee on containers; providing for collection of the fee and moving the Container Recycling Trust Fund to the department; providing for consumer notice of the fee; providing for exemptions from the fee; requiring that the department adopt certain rules; providing that certain information is confidential and exempt from ch. 119, F.S.; requiring that the department evaluate the imposition of a material-specific, advance disposal fee; providing for a report; requiring that the department recommend a program whereby container manufacturers may purchase and transfer credit for meeting certain goals; creating the Florida Packaging Council; providing for membership, terms, per diem and travel expenses, reports, confidentiality, and duties; providing legislative findings relating to litter control; providing for a Florida Comprehensive Litter and Marine Debris Control and Prevention Program; amending s. 15.041, F.S.; designating the Keep Florida Beautiful, Inc., service mark as the Florida State litter-control symbol; amending s. 339.24, F.S.; recognizing certain beautification activities; amending s. 339.2405, F.S.; requiring the Department of Transportation Florida Highway Beautification Council rules to consider certain highway beautification projects when evaluating grants; amending s. 403.4131, F.S.; specifying the duties and role of Keep Florida Beautiful, Inc.; encouraging counties to initiate a litter-control and prevention program; requiring the Department of Environmental Regulation to establish a system for grants to counties and cities for litter control and prevention; establishing

a litter-reduction goal; requiring the Department of Environmental Regulation to contract with the Center for Solid and Hazardous Waste Management for an annual litter survey; providing for designation of additional containers or product packaging to be subject to the advance disposal fee; abolishing the Clean Florida Commission; providing appropriations; providing an effective date.

By the Committee on Professional Regulation and Senator Silver—

CS for SB 1998—A bill to be entitled An act relating to the construction industry; amending s. 489.103, F.S.; revising exemptions to provisions regulating construction contracting; amending s. 489.105, F.S., and repealing subsection (13), relating to the definition of “mediation”; expanding the definition of “contractor” and defining “business organization,” “financially responsible officer,” “structural component,” “arbitration,” “pollutant storage tank,” and “tank”; changing the term “underground utility contractor” to “underground utility and excavation contractor”; amending ss. 489.107 and 633.521, F.S.; conforming language; creating s. 489.1135, F.S.; providing for the designation of underground utility and excavation contractors; providing for certification; providing that persons licensed as underground utility contractors on the effective date of the act are automatically licensed as underground utility and excavation contractors; amending s. 489.109, F.S.; revising and providing fees; amending s. 489.113, F.S.; authorizing persons who are not certified or registered to perform construction work under certain supervision; revising provisions relating to subcontracting; authorizing local governments to deny or suspend building permits of contractors failing or refusing to provide proof of public liability and property damage insurance and workers’ compensation insurance; revising a provision relating to a contractor acting as a prime contractor; reenacting s. 489.114, F.S., relating to evidence of workers’ compensation coverage; amending s. 489.115, F.S.; revising certification and registration requirements; requiring certain continuing education; creating s. 489.116, F.S.; providing procedures for inactive and delinquent status; providing fees; providing for renewal and cancellation notices; amending s. 489.117, F.S.; revising registration requirements; requiring certain reporting; prohibiting certain initial registration; revising provisions relating to the contracting activities of specialty contractors and the reporting of licensure and disciplinary information on such contractors; authorizing certain persons holding a county contracting license to perform the same work in any other county under certain circumstances; amending s. 489.119, F.S., relating to certification or registration of business organizations and qualifying agents; revising application and licensure requirements; providing for temporary nonrenewable certificate or registration under certain circumstances; requiring the registration or certification number under certain circumstances; amending s. 489.1195, F.S.; providing responsibilities of business organizations with respect to financially responsible officers of such organizations; amending s. 489.124, F.S.; providing for currency of address of record and other information; providing for service of official communication to certificateholders and registrants; amending s. 489.127, F.S.; providing penalties for repeat violations, violations committed during a state of emergency, and violations relating to pollutant storage contracting; providing for stop-work orders; revising fines and penalties; expanding enforcement duties of local code enforcement officers; amending s. 489.128, F.S.; providing for the unenforceability in equity of certain prior contracts performed by unlicensed contractors; amending s. 489.129, F.S., relating to disciplinary proceedings; providing applicability of certain provisions to business organizations; providing venue in actions to enforce fines; providing for contracts to prosecute on a contingency fee basis; providing restrictions on persons who have had licenses revoked; providing disciplinary actions on business organizations and their officers in violation of the part; replacing mediation with binding arbitration; amending s. 489.131, F.S., relating to applicability; revising requirements for bids on public buildings projects; authorizing local governments to issue permits with specific conditions to certain contractors; eliminating a bonding provision; prohibiting local examination of certificateholders; authorizing the Department of Professional Regulation to challenge local jurisdiction penalty recommendations; authorizing local enforcement boards to petition for summary orders against violators; prohibiting local governments from issuing certain initial licenses; requiring certain reporting; revising disciplinary provisions; amending s. 489.132, F.S., relating to prohibited acts by unlicensed principals; amending s. 489.133, F.S.; revising provisions regulating pollutant storage systems contractors; creating ss. 489.140, 489.141, 489.142, 489.143, and 489.144, F.S.; creating the Construction Industries Recovery Fund as a separate account within

the Professional Regulation Trust Fund; providing conditions for recovery from the fund; providing eligibility; providing powers of the Construction Industry Licensing Board upon notification of commencement of action; providing for payment from the fund; providing for investment of the fund; amending s. 489.511, F.S.; revising qualifications required to take the examination for certification as an electrical or alarm system contractor; prescribing qualifications for certification of specialty contractors; amending s. 489.531, F.S.; providing local government rights and responsibilities regarding enforcement, disciplinary action, investigation, and fines relating to electrical and alarm system contractors; authorizing the department to challenge local jurisdiction penalty recommendations; creating part XII of chapter 468, F.S.; providing for regulation of building code administrators and inspectors; providing purpose, exemptions, and definitions; establishing the Florida Building Code Administrators and Inspectors Board; providing authority of the board; providing for certification of building code administrators and inspection personnel; providing for administration of the part; providing standards for certification; providing for certification by endorsement; providing for joint inspection departments and other local government arrangements; providing disciplinary proceedings; providing for application, examination, and renewal; providing fees; providing prohibitions and penalties; creating the Building Code Administrators and Inspectors Fund as a separate fund in the Professional Regulation Trust Fund; assessing a surcharge to fund the certification program and providing for collection, deposit, and distribution thereof; providing for prosecution of criminal violations; providing authority of local governments to enact more stringent requirements; providing for a study to determine whether private building inspection services should be regulated under the part; requiring a report; amending s. 20.30, F.S.; placing the Florida Building Code Administrators and Inspectors Board within the Division of Professions of the Department of Professional Regulation; amending ss. 376.303, 553.77, F.S., to conform to the provisions of the act; repealing s. 489.123, F.S., relating to reports of certified and registered contractors to local licensing boards; repealing s. 553.795, F.S., relating to voluntary certification of building code administrators and inspectors; repealing s. 8, ch. 88-331, Laws of Florida, relating to the adoption of rules providing standards for the certification of response action contractors; amending s. 404.056, F.S.; reducing the surcharge that funds the Radon Trust Fund; providing an appropriation; creating chapter 469, F.S.; providing regulation of asbestos abatement and related work; providing definitions; providing exemptions; requiring licensure and providing licensure requirements, including categories of licensure; providing requirements and responsibilities of business organizations and qualifying agents; providing fees; providing grounds for license revocation or suspension and for denial of licensure or license renewal; providing rulemaking authority to the Department of Professional Regulation; requiring certain course requirements of onsite supervisors, asbestos abatement workers, and asbestos surveyors, management planners, and project monitors; providing for approval of asbestos training courses and providers; providing for seals; repealing ss. 455.301-455.310, F.S., relating to asbestos abatement; amending ss. 255.553 and 553.79, F.S.; correcting cross-references; providing an appropriation; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Ander Crenshaw, President

I am directed to inform the Senate that the House of Representatives has passed CS for HB 1291, CS for HB 1403, HB 1409, CS for HB 1457, HB 1773, HB 2005, HB 2161; has passed as amended CS for HB 21, HB 745, HB 1481, HB 1511, HB 1619, HB 1777, HB 1919, HB 1927, CS for HB 1965, HB 1999, HB 2007, HB 2015, HB 2043, CS for HB 2241, HB 2257, HB 2259 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By the Committee on Higher Education and Representative Chestnut and others—

CS for HB 1291—A bill to be entitled An act relating to postsecondary education; amending s. 240.2605, F.S.; revising provisions relating to the Trust Fund for Major Gifts; providing purpose; providing Board of Regents’ duties; providing for matching donations; providing for university accounts; providing prohibited uses; amending s. 240.2601, F.S.;

revising provisions relating to funding requirements for the State University System Facility Enhancement Challenge Grant Program; repealing ss. 240.257 and 240.259, F.S., relating to the Florida Endowment Trust Fund for Eminent Scholars Act and the Trust Fund for New Donors; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By the Committee on Aging and Human Services; and Representative Crist and others—

CS for HB 1403—A bill to be entitled An act relating to Alzheimer's disease and other related disorders; creating ss. 400.175, 400.4177, 400.4785, 400.5571, 400.6045, and 400.625, F.S.; requiring nursing homes and related facilities, adult congregate living facilities, home health agencies, adult day care centers, hospices, and adult foster homes that claim special care for persons who have Alzheimer's disease or other related disorders to disclose the reasons for those claims; requiring records of such disclosures to be kept; requiring the Agency for Health Care Administration or Department of Health and Rehabilitative Services to examine the records; providing penalties; providing an effective date.

(Substituted for **CS for SB 532** on the Special Order Calendar this day.)

By Representatives Garcia and Valdes—

HB 1409—A bill to be entitled An act relating to road designations; designating a portion of 27th Avenue in Miami as Fernando Penabaz Road; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

By the Committee on Higher Education and Representative Jacobs and others—

CS for HB 1457—A bill to be entitled An act relating to postsecondary education; amending s. 240.209, F.S.; requiring the Board of Regents to adopt standards relating to graduate teaching assistants; amending s. 240.214, F.S.; revising provisions relating to implementation of the State University System accountability process; requiring additional data in the implementation plan; revising provisions relating to the accountability report; amending s. 240.245, F.S.; revising provisions relating to evaluations of university faculty members; providing criteria for a full-time teaching assignment; revising duties of the Board of Regents and universities and deleting requirement of faculty service to public schools; requiring adoption of additional promotional opportunities; repealing s. 240.243, F.S., relating to required number of classroom teaching hours for university faculty members; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By the Committee on Insurance and Representative Feeney—

HB 1773—A bill to be entitled An act relating to legal expense insurance; amending s. 642.015, F.S.; defining the term "gross written premiums" for purposes of legal expense insurance; amending s. 642.021, F.S.; revising requirements for obtaining a certificate of authority; creating s. 642.0261, F.S.; prescribing net worth requirements for applicants for a certificate of authority; creating s. 642.0262, F.S.; prescribing net worth requirements for maintenance of a certificate of authority; requiring certain legal expense insurance corporations to increase required net worth by specified amounts; creating s. 642.0301, F.S.; providing a schedule of fees; saving chapter 642, F.S., from Sunset repeal; providing an effective date.

—was referred to the Committees on Commerce; Finance, Taxation and Claims; and Appropriations.

By the Committee on Governmental Operations and Representative Boyd—

HB 2005—A bill to be entitled An act relating to legislative meetings and records; creating s. 11.044, F.S.; specifying legislative meetings which may be closed and associated records which are exempt from public disclosure; providing time limitations; providing legislative findings; providing an effective date.

—was referred to the Committee on Rules and Calendar.

By the Committee on Governmental Operations and Representative Boyd—

HB 2161—A bill to be entitled An act relating to citizen and direct-support organizations; amendings ss. 14.22, 20.17, 228.502, 229.8021, 237.40, 240.299, 240.331, 240.3315, 240.551, 240.522, 240.5285, 258.015, 265.26, 266.0008, 266.0018, 266.0028, 266.0038, 266.0048, 266.0058, 266.0068, 267.17, 288.809, 370.0205, 372.0215, 413.615, 570.904, 570.913, 590.613, and 960.002, F.S., relating to citizen and direct-support organizations for the Governor's Council on Physical Fitness and Amateur Sports, motion picture and other related industries, sport and related industries, Education Success Incentive Program, Department of Education, district school boards, universities, community colleges, Florida Prepaid Postsecondary Education Expense Program, university in southwest Florida, Florida Atlantic University Broward, state parks system, John and Mable Ringling Museum of Art, historic preservation boards, Division of Historical Resources of the Department of State, Florida International Affairs Commission, Department of Natural Resources, Game and Fresh Water Fish Commission, Division of Vocational Rehabilitation, Florida Agricultural Museum, agriculture in the classroom program, forestry arson alert program, and victims of crime; providing substantially uniform public records and auditing requirements; providing for confidentiality of information relating to sale of real property by university and community college direct-support organizations; amending ss. 240.253 and 240.337, F.S.; providing for maintenance of limited access personnel records by university and community college direct-support organizations; providing an effective date.

—was referred to the Committees on Governmental Operations and Education.

By the Committee on Judiciary and Representative Pruitt and others—

CS for HB 21—A bill to be entitled An act relating to civil immunity; creating the Florida Volunteer Protection Act; limiting civil liability for certain volunteers; providing for application; providing an effective date.

—was referred to the Committee on Judiciary.

By Representative Rudd—

HB 745—A bill to be entitled An act relating to ad valorem tax administration; amending s. 197.402, F.S.; reducing the period during which the tax collector is required to advertise delinquent real property taxes; providing an effective date.

—was referred to the Committees on Community Affairs; Judiciary; and Finance, Taxation and Claims.

By Representative Jones and others—

HB 1481—A bill to be entitled An act relating to bridge designations; designating a portion of the Skyway Bridge in Pinellas County as "Dick Misener Bridge"; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

By Representative Kerrigan—

HB 1511—A bill to be entitled An act relating to ad valorem taxation; amending s. 197.432, F.S.; requiring that the lessee pay the ad valorem taxes levied on a leasehold of certain property owned by a governmental unit; providing for collection and enforcement of any such delinquent tax; providing for retroactive effect; providing an effective date.

(Substituted for **SB 970** on the Special Order Calendar this day.)

By Representatives Minton and McClure—

HB 1619—A bill to be entitled An act relating to local government budgets; amending s. 129.06, F.S.; authorizing a board of county commissioners to amend its budget under certain circumstances and transfer revenue between funds; authorizing additional budget amendments by resolution or ordinance following notice and a public hearing; providing an effective date.

—was referred to the Committees on Community Affairs; and Finance, Taxation and Claims.

By the Committee on Business and Professional Regulation; and Representative Tobin—

HB 1777—A bill to be entitled An act relating to public fairs and expositions; amending s. 616.001, F.S.; revising and providing definitions; amending s. 616.07, F.S.; providing that directors and trustees of fair associations incorporated under ch. 616, F.S., are not personally liable for debts of the association; amending s. 616.08, F.S.; providing additional powers of fair associations; renumbering and amending s. 616.091, F.S., relating to trade standards for operation at public fairs and expositions; renumbering and amending s. 616.0915, F.S., relating to safety standards for operation at public fairs and expositions; providing for revocation of permit or imposition of an administrative fine for operating an amusement device or amusement attraction following an accident resulting in a serious injury or death; exempting amusement attractions from nondestructive tests for metal fatigue; revising provisions regulating companies engaged in the rental of amusement devices and amusement attractions to provide certain minimum thresholds for regulation at public events; amending s. 616.11, F.S.; authorizing fair associations to contract with the state or any of its agencies or subdivisions for property or services; amending s. 616.13, F.S.; requiring persons engaged in the business of providing temporary amusement devices and amusement attractions within 5 miles of a fair association under certain circumstances to pay a specified daily license tax; amending s. 616.17, F.S.; authorizing the Department of Agriculture and Consumer Services to waive minimum exhibit requirements under certain circumstances; amending ss. 616.01, 616.02, 616.03, 616.04, 616.05, 616.051, 616.06, 616.09, 616.101, 616.12, 616.121, 616.14, 616.15, 616.19, 616.21, 616.22, 616.23, 616.251, 616.252, 616.253, 616.254, 616.255, 616.256, 616.257, 616.258, 616.259, 616.260, 616.261, 616.262, 616.263, and 616.265, F.S.; providing conforming changes; renumbering and amending s. 616.266, F.S., relating to trespass; renumbering and amending ss. 616.27 and 616.28, F.S., relating to rules and enforcement, respectively; dividing ch. 616, F.S., into parts; rescheduling Sunset review and repeal of chapter 616, F.S., relating to public fairs and expositions; saving ss. 616.21(2) and 616.251, F.S., from Sunset repeal; providing for future review and repeal; repealing s. 92, ch. 92-291, Laws of Florida, relating to future repeal of s. 616.0915, F.S.; providing an effective date.

—was referred to the Committees on Agriculture and Community Affairs.

By the Committee on Insurance and Representative Cosgrove and others—

HB 1919—A bill to be entitled An act relating to warranty associations; amending s. 634.011, F.S.; revising definitions with respect to pt. I of ch. 634, F.S., relating to motor vehicle service agreement companies; amending s. 634.031, F.S.; specifying conditions that require licensure; amending s. 634.041, F.S.; removing authority of the Department of Insurance to issue licenses under certain circumstances; requiring reserve deposits by companies with unearned premium reserves; providing for

refunds of unearned premium; providing technical changes; amending s. 634.053, F.S.; authorizing the department to levy upon the assets of specified motor vehicle service agreement companies; amending s. 634.061, F.S.; deleting a requirement to refund license taxes; amending s. 634.081, F.S.; revising conditions for revocation or suspension of the license of a motor vehicle service agreement company; authorizing departmental discretion to suspend the license of a company under certain conditions; amending s. 634.111, F.S.; requiring quarterly reports during periods of suspension; amending s. 634.121, F.S.; authorizing administrative fees; deleting provisions relating to refunds of unearned premiums; deleting obsolete provisions; amending s. 634.131, F.S.; removing a requirement to file annual forms showing all service agreement premiums or assessments; deleting a penalty for neglecting to file an annual statement in the form and time provided; amending s. 634.137, F.S.; requiring financial reports; providing penalties for failure to file annual statements in the form and time provided; amending s. 634.181, F.S.; specifying additional grounds for compulsory refusal, suspension, or revocation of license or appointment of salesmen; amending s. 634.241, F.S.; revising the definition of "fronting company"; providing that the use of a contractual liability policy is not a violation of the prohibition against fronting; amending s. 634.301, F.S.; revising definitions with respect to pt. II of ch. 634, F.S., relating to home warranty associations; amending s. 634.303, F.S.; specifying conditions that require licensure; amending s. 634.306, F.S.; requiring the disclosure of shareholder information on an application for licensure; amending s. 634.313, F.S.; revising the contents of annual statements; amending s. 634.401, F.S.; revising definitions with respect to pt. III of ch. 634, F.S., relating to service warranty associations; amending s. 634.403, F.S.; specifying conditions that require licensure; amending s. 634.406, F.S.; authorizing certain associations to allow premiums to exceed certain net asset limitations under certain circumstances; amending s. 634.414, F.S.; providing requirements for service warranty forms and sales brochures; saving ch. 634, F.S., from Sunset repeal; providing for future review and repeal; providing an effective date.

—was referred to the Committee on Commerce.

By the Committee on Criminal Justice and Representative Martinez and others—

HB 1927—A bill to be entitled An act relating to the juvenile justice system; amending s. 20.19, F.S.; providing purpose to develop a comprehensive, community-based continuum of programs and services; providing for regional processing centers; establishing a Deputy Secretary for Juvenile Justice Programs, and providing duties; creating district juvenile justice managers who are career-service exempt; deleting obsolete provisions; renaming the Delinquency Service Program Office as the Juvenile Justice Program Office, and providing standards and objectives; providing legislative intent that institutional resources and community-based resources be managed to facilitate a community-based continuum of care; providing for juvenile justice institutions to have advisory boards; providing for a district juvenile justice manager in each service district, and providing duties; revising duties of the Deputy Secretary for Human Services; establishing commitment regions; requiring community juvenile justice councils to submit planning recommendations; revising duties of the Health and Human Services Boards; revising duties of the district administrators; revising the composition of the Statewide Health and Human Services Board; revising provisions relating to the departmental budget; revising provisions relating to information systems; revising duties of the Children and Families Program Office; revising provisions relating to innovation zones; amending s. 39.025, F.S.; creating the "Community Juvenile Justice System Act of 1993"; providing legislative findings; providing intent that each county establish a comprehensive juvenile justice plan; revising definitions; providing for county juvenile justice councils, and providing membership, purpose, and duties; providing for district juvenile justice boards, and providing for membership, organization, purpose, duties, and reporting; deleting provisions relating to Juvenile Delinquency and Gang Prevention Councils; providing for district juvenile justice plans; revising provisions relating to grant application procedures and providing criteria for community juvenile justice partnership grants; creating s. 860.1545, F.S.; creating the interagency task force for community juvenile justice partnership grants and providing membership and purpose; amending s. 860.158, F.S.; authorizing certain use of funds in the Florida Motor Vehicle Theft Prevention Trust Fund; amending s. 228.093, F.S.; providing for certain interagency agreements and information sharing; amending s. 39.045, F.S.; expanding provisions relating to confidentiality of information; repealing s. 39.001(1), F.S.,

relating to a short title; providing an appropriation and positions; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; and Appropriations.

By the Committees on Finance and Taxation; and Insurance; and Representative Cosgrove and others—

CS for HB 1965—A bill to be entitled An act relating to insurance; creating the Prepaid Limited Health Service Organization Act of Florida; providing for regulation of prepaid limited health service organizations and contracts by the Department of Insurance; providing definitions; specifying applicability of other laws; requiring incorporation; providing that such organizations are not authorized to transact any other insurance business; requiring and providing for application for certificate of authority; providing for issuance or denial of certificate; providing standards for continued eligibility; providing for issuance of provisional certificate of authority; requiring contracts in English, with translations provided in certain circumstances; specifying content of contracts; regulating rates and charges; prohibiting discrimination; specifying validity of non-complying contracts; providing for construction of contract; providing for delivery; requiring notice of cancellation; specifying what payments are acceptable; prohibiting the advertising use of certain words; regulating contracts between organizations and providers, managers, and administrators; providing for complaints; specifying examination and investigation authority of the department; providing for determination of acceptable assets and investments; requiring reports; requiring licensed agents; requiring minimum surplus; providing for insolvency protection; requiring fidelity bonds; providing for suspension or revocation of certificate of authority; providing for administrative penalties; providing civil remedies; providing for injunctions; requiring payment of judgments within a specified time; providing for rehabilitation, conservation, and liquidation; providing fees; defining unfair methods, acts, and practices; providing for appeals; providing for confidentiality; providing for review and repeal; regulating acquisitions; imposing taxes on prepaid limited health service organization contracts; providing for deposit of such taxes; providing for rules; amending s. 624.5092, F.S.; providing for administration of taxes; amending s. 641.407, F.S.; increasing certain minimum surplus amounts; repealing ch. 637, F.S., relating to optometric, pharmaceutical, and dental service plan corporations, and ch. 638, F.S., relating to ambulance service contracts; providing for review and repeal; repealing s. 624.523(1)(l), F.S., to conform; providing an effective date.

—was referred to the Committees on Commerce; Finance, Taxation and Claims; and Appropriations.

By the Committee on Appropriations and Representative Long and others—

HB 1999—A bill to be entitled An act relating to state correctional and detention facility financing; providing for the issuance of revenue bonds to finance or refinance the construction of state correctional and detention facilities; providing authority of the Department of Corrections and the Division of Bond Finance with respect to such bonds; providing filing, notice, and service requirements in actions to validate such bonds; requiring firms providing professional services in the issuance of such bonds to include minority firms in the provision of such services; providing a definition; providing requirements of such minority firms; providing an effective date.

—was referred to the Committees on Corrections, Probation and Parole; Finance, Taxation and Claims; and Appropriations.

By the Committee on Governmental Operations and Representative Boyd—

HB 2007—A bill to be entitled An act relating to legislative and public records; creating s. 11.043, F.S.; specifying records of the legislative branch that are exempt from public disclosure; providing that certain records become public after a specified period; repealing s. 11.045(4)(b), F.S., which provides for confidentiality of persons' identities in advisory opinions relating to lobbyists; amending s. 11.26, F.S., relating to legislative employees, to conform; creating s. 14.27, F.S.; providing an exemption from public records and public meeting requirements for records

relating to Board of Executive Clemency investigations and meetings between board members; amending s. 119.011, F.S.; including the Commission on Ethics and the Public Service Commission within the meaning of "agency" for purposes of ch. 119, F.S., relating to public records; reenacting ss. 119.012, 119.083(1)(a), and 281.301, F.S., relating to records associated with payment of dues and membership contributions by agencies, copyright of data processing software created by agencies, and information relating to security systems in the possession of agencies, to incorporate the amendment to s. 119.011, F.S., in references thereto; amending s. 119.07, F.S.; providing an exemption from public records requirements for records relating to allegations of employment discrimination, certain information relating to agency officers, employees, and applicants for employment and their spouses and dependents, certain agency correspondence, and certain medical information relating to agency officers and employees; amending s. 943.03, F.S.; providing an exemption from public records requirements for records relating to certain investigations by the Department of Law Enforcement at the direction of the Governor; providing for review and repeal; providing an effective date.

—was referred to the Committee on Rules and Calendar.

By the Committee on Education and Representative Jamerson and others—

HB 2015—A bill to be entitled An act relating to education; amending s. 216.136, F.S.; creating an occupational forecasting conference; providing for duties; providing for principals; amending s. 230.2316, F.S., relating to dropout prevention; authorizing school boards to include adult basic and adult secondary education within teenage parent programs; amending s. 231.3505, F.S.; providing additional educational requirements for school district directors of vocational education; revising accountability requirements; amending s. 236.013, F.S.; providing school district funding in excess of one full-time equivalent enrollment under certain circumstances; providing an exemption to certain funding limitations; amending s. 236.081, F.S.; revising funding calculations for certain students; renaming certain funding categories; amending s. 239.105, F.S.; revising a definition relating to adult education; amending s. 239.117, F.S.; making technical corrections; limiting the applicability of fee exemptions for certain students; revising the assessment of certain fees for community college students; amending s. 239.201, F.S.; revising requirements related to minimum funding for vocational education; including certain collections within the category of local funds; providing penalties for underexpending certain funds; amending s. 239.217, F.S.; revising eligibility requirements for the Florida gold seal vocational endorsement; providing remedy for ineligibility based on erroneous information; amending s. 239.233, F.S., relating to vocational education reporting; requiring certain program information and analyses; requiring the Department of Education to withhold funds under certain circumstances; providing for annual reports and program standards; providing for confidentiality of certain information; amending s. 239.245, F.S., relating to public information on vocational education programs; conforming language; amending s. 239.517, F.S.; making a technical correction; creating s. 237.36, F.S.; providing for school board assessment of indirect costs to educational programs and institutions; amending s. 450.021, F.S.; providing technical corrections; amending s. 450.061, F.S.; providing exemptions for certain students from hazardous occupation prohibitions; providing an effective date.

—was referred to the Committees on Education and Appropriations.

By the Committee on Insurance and Representative Cosgrove and others—

HB 2043—A bill to be entitled An act relating to insurance; amending s. 624.310, F.S.; amending a definition; adding conspiring to engage in certain prohibited activities as grounds for issuing and serving a complaint; providing that the department may file complaint or grievance against licensed professionals under certain circumstances; creating s. 624.3101, F.S.; prohibiting false or misleading financial statements; providing a penalty; creating s. 624.3102, F.S.; providing immunity from civil liability for providing certain information to the Department of Insurance; amending s. 624.316, F.S.; authorizing the department to accept certain reports of insurers in lieu of making its own examination under certain circumstances; providing for certain examinations of insurers to be by an independent professional examiner; specifying requirements; amending s. 624.319, F.S.; clarifying and revising duties and responsibilities

ties of the department with respect to examination and investigation reports; amending s. 624.407, F.S.; increasing a required surplus amount for new insurers; amending s. 624.408, F.S.; revising required surplus amounts for new and existing insurers; amending s. 624.4095, F.S.; providing a definition; amending s. 624.413, F.S.; providing additional duties of the department with respect to an application for certificate of authority; amending s. 624.424, F.S.; requiring insurer annual statements to contain certain financial information; increasing the period within which an insurer may not use certain accountants; requiring written notice of non-compliance with departmental accounting regulations under certain circumstances; creating s. 624.4243, F.S.; providing for computation and reporting of premium growth; amending s. 624.523, F.S.; providing for deposit of annual license taxes of insurers in the Insurance Commissioner's Regulatory Trust Fund; amending s. 624.438, F.S.; specifying eligibility requirements for a certificate of authority as a multiple-employer welfare arrangement; amending s. 624.609, F.S.; limiting certain reinsurance for purposes of deductions in determining risk retained; creating s. 624.6095, F.S.; requiring insurers to develop and implement a plan to avoid concentration of property insurance exposures; authorizing the department to adopt rules; amending s. 624.610, F.S.; requiring ceding insurers to conduct certain inquiry of assuming reinsurers; limiting an insurer's ability to take credit for certain reinsurance; authorizing the department to use the services of reinsurance consultants in specified circumstances; creating s. 624.611, F.S.; providing for assumption of obligations under insurance contracts; providing definitions; providing for notice of transfer; specifying certain notice and approval requirements; providing policyholder rights; providing for consent; amending s. 625.305, F.S.; specifying requirements for maintenance of certain assets; requiring insurers to file with the department a report related to assets; amending s. 625.325, F.S.; clarifying a definition; amending s. 626.7451, F.S.; specifying the nature of certain data and information of a managing general agent and an insurer; authorizing the department to examine certain data and records of a managing general agent; amending s. 626.7452, F.S.; authorizing the department to examine a managing general agent; creating s. 627.4771, F.S.; providing for notice of certain interest rates on annuity contracts; providing circumstances for disapproval; amending s. 628.371, F.S.; limiting payment of extraordinary dividends or distributions; amending s. 628.6011, F.S.; specifying the content of the name of an assessable mutual insurer; amending s. 628.801, F.S.; clarifying provisions requiring registration of insurance holding companies; amending s. 631.399, F.S.; revising provisions related to a receiver's right to recover certain distributions; creating s. 631.3991, F.S.; providing for standing of a receiver to sue for damages under certain circumstances; amending s. 895.02, F.S.; including provisions related to false or misleading financial statements as racketeering activity; amending s. 895.09, F.S.; clarifying priority of claims by policyholders in certain actions; providing an effective date.

—was referred to the Committees on Commerce and Appropriations.

By the Committees on Finance and Taxation; and Natural Resources; and Representative Rudd and others—

CS for HB 2241—A bill to be entitled An act relating to waste management and regulation; amending ss. 125.01, 166.021, 381.0098, 403.702, 403.704, 403.7084, 403.727, and 483.615, F.S.; redesignating "biohazardous waste" as "biomedical waste"; amending s. 212.055, F.S.; providing additional uses for the local government infrastructure surtax; amending s. 287.045, F.S.; providing for purchase of materials with recycled content by agencies that use state contracts; allowing an additional price preference to bidders using certain materials relative to purchase of products or materials by the state; providing limitations on renewing certain contracts; providing an exception; requiring agencies to use certain contracts; requiring agencies to consider the life-cycle of products in making purchases; authorizing the Division of Purchasing of the Department of Management Services to adopt rules; creating s. 288.1185, F.S.; creating the Recycling Markets Advisory Committee; providing purposes; providing for membership; providing duties and responsibilities; requiring the committee to develop a plan to develop markets for recycled materials; providing considerations for the plan; requiring the committee to submit a report; authorizing the committee to hire staff; amending s. 403.703, F.S.; revising and adding definitions; creating s. 403.7031, F.S.; limiting the content of certain local ordinances; amending s. 403.7045, F.S.; deleting provisions providing for regulation of recovered materials; creating s. 403.7046, F.S.; providing for regulation of recovered materials; requiring the Department of Environmental Regulation to adopt rules; requiring

the department to appoint a technical advisory committee; providing for membership; providing for the duties and responsibilities of the committee; authorizing a fee; providing for deposit of the fee; providing for an exception; providing confidentiality for certain trade secrets; providing for review and repeal; prohibiting local governments from imposing certain registration or reporting requirements; exempting certain recovered materials processing facilities from regulation under certain circumstances; providing for the distribution of grants to local mosquito control agencies; providing an exception; providing definitions; amending s. 403.7049, F.S.; encouraging counties and municipalities to charge certain fees; providing for grants to such local governments under certain circumstances; amending s. 403.705, F.S.; changing the date for preparation of a report on solid waste management; amending s. 403.706, F.S.; revising certain local government solid waste responsibilities; including composting plans under such responsibilities; authorizing certain counties to provide alternate recycling programs; requiring counties to include in certain reports progress on composting programs; providing credits toward the county waste reduction goal; authorizing local governments to enact ordinances to require separation of recyclable materials; amending s. 403.7065, F.S.; providing additional criteria for procurement of products or materials with recycled content; amending s. 403.707, F.S.; changing a reference from "clean debris" to "construction and demolition debris"; exempting certain composting operations from certain permit requirements; amending s. 403.708, F.S.; modifying the required coding design for certain plastic bottles and containers; exempting the disposal of incidental yard trash; amending s. 403.709, F.S.; prescribing research projects for which Solid Waste Management Trust Fund moneys may be used; authorizing the secretary of the department to reserve certain portions of appropriations to fund certain solid waste projects; amending s. 403.7095, F.S.; providing requirements to be considered in continuing grants to local governments; revising the criteria for certain grants; amending s. 403.7125, F.S.; requiring audit of landfill escrow accounts by independent certified public accountants; amending s. 403.713, F.S.; excluding recovered materials from local government authority to regulate the flow of solid waste across certain boundaries; specifying restrictions on local government regulation of recovered materials; revising authority of local governments; providing confidentiality; providing for review and repeal; amending s. 403.714, F.S.; requiring state institutions to participate in certain recycling programs; requiring the Department of Agriculture and Consumer Services to coordinate the development of specifications for use of compost by the state; requiring certain entities and persons to report to the department on expenditures and use of compost; requiring the department to report compost use summaries to the Governor and the Legislature; authorizing the Legislature, each state agency, the judicial branch, and the State University System to use the proceeds from state recycling programs for employee benefits and to offset the costs of recycling programs; repealing s. 403.7145, F.S., relating to the Capitol recycling demonstration area; amending s. 403.716, F.S.; providing for training of operators of waste-to-energy facilities, biohazardous waste incinerators, and mobile soil thermal treatment units or facilities; amending s. 403.717, F.S.; revising provisions providing waste tire and lead-acid battery requirements; revising certain fees; revising department rulemaking authority; providing for an exemption; amending s. 403.719, F.S.; requiring certain counties to file an annual report of waste tire grant moneys; creating s. 403.7191, F.S.; regulating the use of certain materials in packaging; prohibiting the use of certain elements in packaging; providing exemptions; requiring certificates of compliance; prohibiting certain activities; providing a penalty; providing for review and a report; providing rulemaking authority; creating s. 403.7192, F.S.; regulating the manufacture and disposition of certain batteries; prohibiting the sale or distribution of certain batteries; providing criteria for selling or distributing products containing rechargeable batteries; providing a penalty; providing rulemaking authority; creating s. 403.7193, F.S.; prohibiting certain environmental representations on consumer products; providing a penalty; creating s. 403.7194, F.S.; creating the Florida Packaging Waste Reduction Council; providing duties; providing an appropriation; providing for confidentiality; providing an exemption from open government Sunset requirements; amending s. 403.7195, F.S.; providing for minimum recycled content for newsprint; specifying certain content by certain dates; providing criteria for such newsprint; amending s. 403.7197, F.S.; revising provisions of the advance disposal fee program; providing definitions; requiring the department to consider certain proposals for designation of additional containers; requiring the department to determine the recycling rates of container types; providing criteria for an advance disposal fee; authorizing a collection allowance; excluding the advance disposal fee from estimated tax payments; authorizing the Departments of Revenue and Business Regulation to recover administrative costs, penal-

ties, and interest; authorizing the department to adopt emergency rules; requiring the Department of Environmental Regulation to adopt certain rules; providing for confidentiality of certain taxpayer information; revising allocations of moneys in the Container Recycling Trust Fund; requiring the department to develop a grant program for recycling and litter prevention; providing requirements of the program; providing legislative intent with respect to uses of the advance disposal fee; specifying uses; requiring the department to evaluate establishing certain advance disposal fees; requiring a report; amending ss. 403.7225, 403.7226, 403.7234, and 403.7236, F.S.; clarifying provisions requiring local hazardous waste management assessments; applying such requirements to small quantity generators of hazardous waste; revising provisions relating to regional planning council's regional hazardous waste management facility needs assessments; deleting a requirement that the department report to the Legislature; clarifying provisions of the small quantity generator notification and verification program; clarifying provisions relating to information sent to the department by local governments; creating s. 403.7238, F.S.; providing for expanded local hazardous waste management programs; providing for grants for start-up costs; amending s. 403.7265, F.S.; clarifying provisions relating to local hazardous waste collection programs; deleting a requirement that the department prepare a plan for collecting small quantities of hazardous waste from certain persons; requiring the department to establish a cooperative collection center arrangement grant program; providing for grants; providing limitations; amending s. 403.75, F.S.; revising certain definitions related to processing and rerefining oil; creating s. 403.7531, F.S.; requiring certain retail dealers to post a notice related to disposal of used oil; amending s. 403.754, F.S.; revising provisions requiring certain persons to register to transport, collect, or recycle used oil; amending s. 403.7545, F.S.; authorizing the department to regulate used oil consistently with certain federal requirements; amending s. 403.758, F.S.; providing for additional enforcement authority for the department; amending s. 403.769, F.S.; providing for a permit for used oil processing facilities; prohibiting state agencies from requiring certain labels relating to biomedical wastes; prohibiting the Department of Environmental Regulation from permitting expansions of certain landfills; prohibiting incinerating or disposing of certain mercury-containing devices; prohibiting incineration of spent lamps; specifying uses of the Solid Waste Management Trust Fund; specifying moneys to be deposited into the trust fund; requiring the department to adopt rules; requiring certain public information and warning signs related to mercury contamination; providing a penalty; requiring the department to organize and coordinate a public-private demonstration project for collecting and recycling mercury-containing devices and spent lamps; providing an appropriation; providing requirements for review of new waste-to-energy facilities capacity by the Department of Environmental Regulation; providing a review process for certain waste-to-energy facilities; providing applicant requirements; requiring the department to study the use of incineration for waste disposal; prohibiting the department from issuing a permit for a construction of hazardous waste incinerators for a certain time; providing legislative findings; creating s. 403.7895, F.S.; providing requirements for permitting and certification of commercial hazardous waste incinerators; providing legislative intent; providing applicability; requiring a certificate of need; requiring the Governor and Cabinet, sitting as the Statewide Multipurpose Hazardous Waste Facility Siting Board, to make certain determinations regarding such certificate of need; specifying additional permitting conditions; requiring the department to conduct a hazardous waste needs and capacity study; specifying criteria for the study; requiring a report to the Legislature; providing an appropriation; creating s. 403.4133, F.S.; creating the Adopt-a-Shore Program; providing purposes; amending s. 316.2045, F.S.; providing an exception to the prohibition on obstruction of public streets, highways, and roads for solid waste or recyclable or recovered materials collection vehicles; creating the phosphogypsum management program; providing definitions; providing for rules relating to construction and permitting criteria; providing for fees; providing for review and repeal; providing exceptions to mandatory closing of certain phosphogypsum stack systems; providing an appropriation; amending s. 72.011, F.S.; authorizing taxpayers to contest the assessment of a certain fee, penalties, and interest; amending s. 213.05, F.S.; authorizing the Department of Revenue to collect the advance disposal fee; amending s. 213.053, F.S.; providing for confidentiality of information obtained by the Department of Revenue pursuant to collecting the advance disposal fee; providing a finding of important state interest; amending s. 376.3071, F.S.; specifying additional conditions for entitlement to reimbursements for certain cleanup expenses; authorizing Enterprise Florida to contract with a plastic products manufacturer in a plastic recycling business venture; providing for the Departments of Corrections and Health and Rehabilitative Services to participate in the

business venture; providing requirements and criteria for the business venture; authorizing other governmental entities to participate under certain circumstances; providing intent; requiring the departments to identify certain costs associated with plastic products; specifying the term of the business venture; requiring a report; providing appropriations; providing effective dates.

—was referred to the Committees on Natural Resources and Conservation; Community Affairs; Rules and Calendar; Finance, Taxation and Claims; and Appropriations.

By the Committee on Finance and Taxation; and Representative Abrams and others—

HB 2257—A bill to be entitled An act relating to local option taxes; amending and renumbering s. 125.0104(3)(n), F.S., which authorizes certain counties to impose an additional tax on the sale of food, beverages, or alcoholic beverages in specified establishments; revising the establishments to which the tax applies; authorizing levy of an additional tax on sales in establishments licensed to sell alcoholic beverages for consumption on the premises, except hotels and motels; providing exemptions; providing that the proceeds of the additional tax shall be used to assist the homeless and for spouse abuse centers; providing for a task force to prepare a plan to address homeless needs; providing requirements for imposition of such taxes; requiring local administration of such taxes; providing for repeal; providing an effective date.

—was referred to the Committees on Community Affairs; and Finance, Taxation and Claims.

By the Committee on Finance and Taxation; and Representative Abrams and others—

HB 2259—A bill to be entitled An act relating to local option taxes; amending and renumbering s. 125.0104(3)(n), F.S., which authorizes certain counties to impose an additional tax on the sale of food, beverages, or alcoholic beverages in specified establishments; revising the establishments to which the tax applies; authorizing levy of an additional tax on sales in establishments licensed to sell alcoholic beverages for consumption on the premises, except hotels and motels; providing exemptions; providing that the proceeds of the additional tax shall be used to assist the homeless, for economic development and cultural activities, and to promote tourism; providing requirements for imposition of such taxes; requiring local administration of such taxes; providing for repeal; providing legislative intent; providing a contingent effective date.

—was referred to the Committees on Community Affairs; and Finance, Taxation and Claims.

RETURNING MESSAGES—FINAL ACTION

The Honorable Ander Crenshaw, President

I am directed to inform the Senate that the House of Representatives has passed SB 276, SB 948 and SB 1200.

John B. Phelps, Clerk

The bills contained in the foregoing messages were ordered enrolled.

ROLL CALLS ON SENATE BILLS

SB 76

Yeas—24

Mr. President	Dudley	Jennings	Myers
Bankhead	Dyer	Johnson	Scott
Beard	Forman	Kiser	Siegel
Burt	Grant	Kurth	Thomas
Childers	Hargrett	McKay	Weinstein
Crist	Holzendorf	Meadows	Wexler

Nays—15

Boczar	Diaz-Balart	Jenne	Sullivan
Brown-Waite	Foley	Jones	Turner
Casas	Grogan	Kirkpatrick	Williams
Dantzler	Harden	Silver	

Vote after roll call:

Yea to Nay—Kiser

CS for SB 104

Yeas—37

Mr. President	Diaz-Balart	Jennings	Silver
Bankhead	Foley	Johnson	Sullivan
Beard	Forman	Jones	Thomas
Boczar	Grant	Kirkpatrick	Turner
Brown-Waite	Grogan	Kiser	Weinstein
Burt	Gutman	Kurth	Wexler
Casas	Harden	McKay	Williams
Childers	Hargrett	Meadows	
Crist	Holzendorf	Myers	
Dantzler	Jenne	Siegel	

Nays—None

CS for SB 158

Yeas—39

Mr. President	Diaz-Balart	Holzendorf	Scott
Bankhead	Dudley	Jennings	Siegel
Beard	Dyer	Johnson	Silver
Boczar	Foley	Jones	Sullivan
Brown-Waite	Forman	Kirkpatrick	Thomas
Burt	Grant	Kiser	Turner
Casas	Grogan	Kurth	Weinstein
Childers	Gutman	McKay	Wexler
Crist	Harden	Meadows	Williams
Dantzler	Hargrett	Myers	

Nays—None

CS for SB 314

Yeas—21

Mr. President	Crist	Hargrett	Myers
Bankhead	Diaz-Balart	Jennings	Scott
Brown-Waite	Dudley	Johnson	Sullivan
Burt	Grant	Kirkpatrick	
Casas	Gutman	Kurth	
Childers	Harden	McKay	

Nays—17

Beard	Forman	Meadows	Wexler
Boczar	Grogan	Siegel	Williams
Dantzler	Holzendorf	Silver	
Dyer	Jenne	Thomas	
Foley	Jones	Weinstein	

CS for SB 382

Yeas—39

Mr. President	Dudley	Jenne	Scott
Bankhead	Dyer	Jennings	Siegel
Beard	Foley	Johnson	Silver
Boczar	Forman	Jones	Sullivan
Brown-Waite	Grant	Kirkpatrick	Thomas
Burt	Grogan	Kiser	Turner
Casas	Gutman	Kurth	Weinstein
Childers	Harden	McKay	Wexler
Crist	Hargrett	Meadows	Williams
Diaz-Balart	Holzendorf	Myers	

Nays—1

Dantzler

SB 412

Yeas—39

Mr. President	Diaz-Balart	Holzendorf	Scott
Bankhead	Dudley	Jennings	Siegel
Beard	Dyer	Johnson	Silver
Boczar	Foley	Jones	Sullivan
Brown-Waite	Forman	Kirkpatrick	Thomas
Burt	Grant	Kiser	Turner
Casas	Grogan	Kurth	Weinstein
Childers	Gutman	McKay	Wexler
Crist	Harden	Meadows	Williams
Dantzler	Hargrett	Myers	

Nays—None

CS for SB 568

Yeas—38

Mr. President	Dudley	Jenne	Scott
Bankhead	Dyer	Jennings	Siegel
Beard	Foley	Johnson	Silver
Brown-Waite	Forman	Jones	Sullivan
Burt	Grant	Kirkpatrick	Thomas
Casas	Grogan	Kiser	Turner
Childers	Gutman	Kurth	Weinstein
Crist	Harden	McKay	Williams
Dantzler	Hargrett	Meadows	
Diaz-Balart	Holzendorf	Myers	

Nays—1

Boczar

CS for SB 686

Yeas—39

Mr. President	Diaz-Balart	Holzendorf	Scott
Bankhead	Dudley	Jenne	Siegel
Beard	Dyer	Jennings	Silver
Boczar	Foley	Johnson	Sullivan
Brown-Waite	Forman	Jones	Thomas
Burt	Grant	Kirkpatrick	Turner
Casas	Grogan	Kurth	Weinstein
Childers	Gutman	McKay	Wexler
Crist	Harden	Meadows	Williams
Dantzler	Hargrett	Myers	

Nays—None

CS for SB 1022

Yeas—38

Mr. President	Diaz-Balart	Jennings	Siegel
Bankhead	Dudley	Johnson	Silver
Beard	Dyer	Jones	Sullivan
Boczar	Foley	Kirkpatrick	Thomas
Brown-Waite	Forman	Kiser	Turner
Burt	Grant	Kurth	Weinstein
Casas	Grogan	McKay	Wexler
Childers	Gutman	Meadows	Williams
Crist	Harden	Myers	
Dantzler	Hargrett	Scott	

Nays—None

SB 1896

Yeas—39

Mr. President	Diaz-Balart	Holzendorf	Scott
Bankhead	Dudley	Jenne	Siegel
Beard	Dyer	Jennings	Silver
Boczar	Foley	Jones	Sullivan
Brown-Waite	Forman	Kirkpatrick	Thomas
Burt	Grant	Kiser	Turner
Casas	Grogan	Kurth	Weinstein
Childers	Gutman	McKay	Wexler
Crist	Harden	Meadows	Williams
Dantzler	Hargrett	Myers	

Nays—1

Johnson

CS for SB 1916

Yeas—39

Bankhead	Dudley	Jenne	Scott
Beard	Dyer	Jennings	Siegel
Boczar	Foley	Johnson	Silver
Brown-Waite	Forman	Jones	Sullivan
Burt	Grant	Kirkpatrick	Thomas
Casas	Grogan	Kiser	Turner
Childers	Gutman	Kurth	Weinstein
Crist	Harden	McKay	Wexler
Dantzler	Hargrett	Meadows	Williams
Diaz-Balart	Holzendorf	Myers	

Nays—None

CS for SB 2046

Yeas—40

Mr. President	Diaz-Balart	Holzendorf	Myers
Bankhead	Dudley	Jenne	Scott
Beard	Dyer	Jennings	Siegel
Boczar	Foley	Johnson	Silver
Brown-Waite	Forman	Jones	Sullivan
Burt	Grant	Kirkpatrick	Thomas
Casas	Grogan	Kiser	Turner
Childers	Gutman	Kurth	Weinstein
Crist	Harden	McKay	Wexler
Dantzler	Hargrett	Meadows	Williams

Nays—None

ROLL CALLS ON HOUSE BILLS

CS for HB 1403

Yeas—40

Mr. President	Diaz-Balart	Holzendorf	Myers
Bankhead	Dudley	Jenne	Scott
Beard	Dyer	Jennings	Siegel
Boczar	Foley	Johnson	Silver
Brown-Waite	Forman	Jones	Sullivan
Burt	Grant	Kirkpatrick	Thomas
Casas	Grogan	Kiser	Turner
Childers	Gutman	Kurth	Weinstein
Crist	Harden	McKay	Wexler
Dantzler	Hargrett	Meadows	Williams

Nays—None

HB 1511

Yeas—39

Mr. President	Diaz-Balart	Jenne	Scott
Bankhead	Dudley	Jennings	Siegel
Beard	Dyer	Johnson	Silver
Boczar	Foley	Jones	Sullivan
Brown-Waite	Grant	Kirkpatrick	Thomas
Burt	Grogan	Kiser	Turner
Casas	Gutman	Kurth	Weinstein
Childers	Harden	McKay	Wexler
Crist	Hargrett	Meadows	Williams
Dantzler	Holzendorf	Myers	

Nays—1

Forman

ROLL CALL ON LOCAL BILLS

The following roll call was taken on **Senate Bills 2274, 2276, 2278, 2280, 2282, 2284, 2286, 2288, 2290, 2292, 2294, 2296, 2298, 2300, 2302, 2304, 2306, 2308, 2310, 2312, 2314, 2316, 2318, 2320, 2322, 2324, 2326, 2328, 2330, 2332, 2336, 2338, 2340, 2342, 2344, 2346, 2350, 2356, 2360 and 2364** which passed this day:

Yeas—40

Mr. President	Diaz-Balart	Holzendorf	Myers
Bankhead	Dudley	Jenne	Scott
Beard	Dyer	Jennings	Siegel
Boczar	Foley	Johnson	Silver
Brown-Waite	Forman	Jones	Sullivan
Burt	Grant	Kirkpatrick	Thomas
Casas	Grogan	Kiser	Turner
Childers	Gutman	Kurth	Weinstein
Crist	Harden	McKay	Wexler
Dantzler	Hargrett	Meadows	Williams

Nays—None

VOTES RECORDED AFTER ROLL CALL

On motion by Senator Kiser, by unanimous consent of the Senate, he was recorded as changing his vote from "yea" to "nay" on **SB 76**.

ENROLLING REPORTS

SB 206 has been enrolled, signed by the required Constitutional Officers and presented to the Governor on March 17, 1993.

Joe Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 16 was corrected and approved.

CO-SPONSORS

Senator Grogan—CS for CS for SB 48, CS for SB 148, SB 174, SB 188, SB 190, CS for SB 312, SB 570, SB 712, SB 734, SB 744, CS for SB 932, SB 1400, SB 1466, SB 1792, SB 1796, SB 1824, SB 1828, SB 1878; Senator Meadows—SB 190, SB 386; Senator Harden—SB 212, SB 258; Senator Forman—CS for CS for SB 398, SB 424; Senators Burt and Silver—CS for SB 1962; Senator Johnson—SB 2184

RECESS

On motion by Senator Jennings, the Senate recessed at 12:00 noon for the purpose of holding committee meetings and conducting other Senate business until 10:00 a.m., Wednesday, March 24.